

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2906 of 2020

Arising Out of PS. Case No.-176 Year-2019 Thana- PANDAUL District- Madhubani

Aman Yadav @ Bhawan Yadav, Son of Late Bahuru Yadav Resident of
Village - Lohana, P.S.- Bhairab Asthan, District- Madhubani

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gagan Deo Yadav

For the Opposite Party/s : Mr.Ram Priya Sharan Singh

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

3 20-03-2020 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner seeks regular bail in connection with
Pandaul P.S. Case No.176 of 2019, registered for the offence
punishable under Section 307/34 of the Indian Penal Code and
Section 27 of the Arms Act.

The prosecution story in brief is that co-accused, Ashok
Kamat, came on motorcycle and surrounded the informant and one
of the pillion rider, Sushil Sah, fired upon the informant which hit in
his stomach. It has further been alleged that both the accused
persons fled away from the place of occurrence.

Mr. Gagan Deo Yadav, learned counsel appearing for the
petitioner submits that the petitioner is not named in the FIR and he
has falsely been implicated in this case inasmuch as in his re-
statement, the informant has said that the petitioner was also there
at the place of occurrence on another motorcycle and he was



accomplice of the co-accused person. Learned counsel further submits that the co-accused, Ashok Kamat, who was driving the motorcycle has been granted bail by this Court vide order dated 04.11.2019 passed in Cr. Misc. No.65069 of 2019. Learned counsel for the petitioner further submits that the petitioner is in custody since 05.11.2019.

After having heard learned counsel for the parties and taking into consideration the fact that the petitioner is not named in the FIR and his name came subsequently during the re-statement of the informant and no overt act has been alleged against the petitioner and the petitioner is in custody since 05.11.2019, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on regular bail upon furnishing bail bond of Rs.25,000/- (twenty five thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Madhubani, in connection with Pandaul P.S. Case No.176 of 2019.

(Anil Kumar Sinha, J)

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