

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 22559 of 2020**

Arising Out of PS. Case No.216 Year-2018 Thana- Athmalgola District-Patna

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Mouli Yadav, aged about 30 years Male Son of Awadhesh Yadsav,
Resident of Village- Chanda, P.S.- Athmalgola, District Patna

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Arun, Advocate

For the Opposite Party : APP

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMARUPADHYAY
ORAL ORDER

2 01.09-2020 Heard learned counsel appearing on behalf of the
petitioner and learned counsel appearing on behalf of the State.

The petitioner is in custody in connection with
Athmalgola P.S. Case No. 216 of 2018 for the offences under
Sections 147, 148, 341, 323, 379, 307, 504, 506, 337, 338 and
427 of the Indian Penal Code and Section 27 of the Arms Act.

Learned counsel for the petitioner submits that the
petitioner has no criminal antecedent. Learned counsel submits
that from perusal of the FIR it appears that the allegation of
firing is against co-accused Nitish Kumar. The allegation
against the petitioner is that he is only member of the mob and
there is no material to connect the petitioner in the commission
of crime. There is no allegation of specific overt act alleged
against him. Petitioner is in custody since 16.01.2020.

Considering the fact that the petitioner has no
criminal antecedent, there is no allegation of specific overt



act against him, the Court is inclined to grant bail to him. The petitioner, named above, is directed to be released on bail on furnishing bail bonds of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the Sub-Divisional Judicial Magistrate, Barh in connection with Athmalgola P.S. Case No. 216 of 2018.

(Anil Kumar Upadhyay, J)

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