

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28574 of 2020

Arising Out of PS. Case No.-107 Year-2020 Thana- JAYNAGAR District- Madhubani

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PAPPU YADAV @ PAPPU KUMAR Son of Bishundeo Yadav Resident of
Village- Khairamath- G, Ward No. 13, P.S.- Jai Nagar, District- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gaganeo Yadav

For the Opposite Party/s : Mr. Pawan Kumar Chaurasiya

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 23-11-2020 Heard learned Counsel for the petitioner and learned

Additional Public Prosecutor representing the State, through

Video Conferencing.

The petitioner seeks regular bail in connection with
Jainagar Police Station Case No. 107 of 2020, registered for the
offences punishable under Sections 341/323/379/384/504/34 of
the Indian Penal Code and Sections 25(1B)/26 of the Arms Act.

The prosecution story, as per the First Information
Report, is that the petitioner, along with other co-accused
persons, riding on two motorcycles, arrived at the door of the
informant and assaulted him by fists and slaps and the
petitioner, having pistol in his hand, tried to open fire on the
informant, but the informant managed to save himself and upon
alarm being raised, neighbours came there and caught hold the



petitioner along with pistol, while others succeeded in fleeing away.

Learned Counsel for the petitioner submits that the petitioner has falsely been implicated in this case inasmuch as the motorcycle and the fire-arm, allegedly recovered from the possession of the petitioner by the villagers was handed over to the police by them and the same has not been recovered by the police authorities. He further submits that the motorcycle in question belongs to the petitioner and the documents regarding ownership of the motorcycle was produced by him before the learned Court below, which would be evident from the impugned order itself. He further submits that the petitioner is in custody since 02.04.2020, having no criminal antecedent.

After having heard learned Counsel for the parties and taking into consideration the materials on record and the fact that the petitioner is in custody since 02.04.2020, having no criminal antecedent, I am inclined to grant bail to the petitioner.

This application is, accordingly, allowed.

Let the petitioner, above named, be released on bail, upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub Divisional Judicial Magistrate, Madhubani in



connection with Jainagar Police Station Case No. 107 of 2020.

It is further made clear that at the time of furnishing bail bonds, all the parties shall follow the guidelines regarding social distancing.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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