

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28481 of 2021

Arising Out of PS. Case No.-8 Year-2020 Thana- RAJAOLI District- Nawada

SATYENDRA YADAB @ SAKINDAR YADAB S/o- Sri Arjun Yadab R/O-
Vill- Kumharua, P.S. - Rajauli, Dist.- Nawada.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar Singh
For the Opposite Party/s : Mr. Ajay Kumar Sinha, Adv.
Mr. Surendra Prasad Singh, Adv.

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

3 06-12-2021 Heard Mr. Manoj Kumar Singh, learned counsel for
the petitioner, Mr. Ajay Kumar Sinha, learned counsel
appearing for the informant and Mr. Surendra Prasad Singh,
learned counsel for the State.

Petitioner seeks regular bail in connection with
Rajauli P.S. Case No. 08 of 2020 registered for the offence
under Section 147, 148, 149, 341, 323, 307, 504, 379, 427 of the
I.P.C. and Section 27 of the Arms Act.

The allegation as per the First Information Report is
that the petitioner along with two co-accused persons fired
upon the informant but the firing made by the petitioner and
others hit the brother and niece of the informant.

Learned counsel for the petitioner submits that both



the parties are agnates and co-villager and there is land dispute between them. He next submits that from perusal of the case diary at paragraph no. 7 it would be evident that injury caused to brother of the informant – Kishori Yadav is simple in nature caused by fire arm and the injury caused to the niece of the informant near her forehead is by hard and blunt substance whereas the allegation in the First Information Report is that the niece of the informant was hit by the bullet fired by the petitioner. He next submits that petitioner is in custody since 23-12-2020.

On the other hand, learned counsel for the informant submits that there is allegation of firing upon the petitioner and others and two persons have received injury. Accordingly, they are not entitled to be released on bail.

Regard being had to the submissions made by the parties and taking into consideration the fact that both the parties are agnates and co-villager, there is land dispute between them and injury caused to the brother of the informant is simple in nature and the injury caused to the niece of the informant is by hard and blunt substance whereas allegation is of firing upon the petitioner and the petitioner is in custody since 23/12/2020, I am inclined to grant regular bail to the



petitioner.

Accordingly, let the petitioner, above named, be released on regular bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Nawada / court concerned in connection with Rajaoli P.S. Case No. 08 of 2020.

(Anil Kumar Sinha, J)

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