

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.28862 of 2021**

Arising Out of PS. Case No.-186 Year-2020 Thana- BIHRA District- Saharsa

Surendra Yadav @ Vidyarthi Yadav @ Surendra Yadav Vidyarthi Late  
Nunulal Yadav Resident Of Village - Padampur, P.S.- Bihra, Distt.- Saharsa.

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

**Appearance :**

For the Petitioner : Mr.Bal Krishna Mishra, Advocate

For the Opposite Party : Mr.A.G

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH**  
**ORAL ORDER**

5      26-10-2021              Heard learned counsel for the petitioner, the State and the informant.

The petitioner prays for grant of regular bail in a case registered for the offence punishable under section 302 of the Indian Penal Code and section 27 of the Arms Act.

As per the prosecution case, unknown miscreants committed murder of the informant's father.

Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. Petitioner's name has figured during course of investigation on the basis of information given by the spy. During course of investigation, only material that has come against the petitioner is that he along with other co-accused was seen moving on motorcycle near canal and after sometime sound of firing was heard. No other substantive evidence has



been collected to suggest the implication of this petitioner in the present case. Petitioner is in custody since 9.9.2020.

Learned counsel appearing for the State opposes the prayer for bail and submitted that the petitioner has got criminal antecedent and is accused in more than 12 cases.

Considering the aforesaid facts and circumstances of the case, prayer for bail of the petitioner is allowed. Let the petitioner, as named above, be enlarged on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of the Sessions Judge, Saharsa in Bihra Police Station Case No. 186 of 2020.

**(Prabhat Kumar Singh, J)**

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