

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37518 of 2021**

Arising Out of PS. Case No.-134 Year-2020 Thana- LAUKAHA District- Madhubani

Rajendra Yadav S/O Gudar Yadav R/o village- Dharmpur, P.S.- Laukha,
District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ratanakar Jha

For the Opposite Party/s : Mr.Pradeep Nr. Kumar

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

2. 21-09-2021 Heard learned counsel for the parties through video conferencing.

The petitioner seeks bail in Laukaha P.S. Case No. 134 of 2020, corresponding to G.R. No. 716 of 2020, S.T. No. 57 of 2021, registered for the offence under Sections 302, 406/34, 120(B) of the Indian Penal Code.

As per the prosecution case, 14 named accused persons, armed with weapons, surrounded the father of the informant and made indiscriminate firing, in which, father of the informant died.

Petitioner is not named in the FIR. Name of the petitioner has come during course of investigation on the basis of his self-confessional statement. There is general and omnibus allegation of firing against all accused persons. No specific overt act has been alleged against this petitioner. Similarly situated co-accused Ashok Yadav has already been granted bail



by a coordinate Bench of this Court, vide order dated 09.04.2021 passed in Cr.Misc. No. 3392 of 2021 (Annexure 2 to the bail petition). Petitioner is in custody since 28.09.2020.

Learned A.P.P. for the State has opposed the bail petition.

Considering the aforesaid facts and circumstances, the bail petition of petitioner is allowed. Let the above named petitioner be released on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned 1st Addl. Sessions Judge cum Special Judge, Madhubani in connection with Laukaha P.S. Case No. 134 of 2020, corresponding to G.R. No. 716 of 2020, S.T. No. 57 of 2021, on the following conditions:

“(1) Petitioner shall cooperate in the trial and shall be properly represented on each and every date fixed by the court below and shall remain physically present, as directed by the court below, and on his absence on two consecutive dates without sufficient reason, his bail-bond shall be cancelled by the court below.

(2) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.”

(Prabhat Kumar Singh, J.)

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