

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4884 of 2022

Arising Out of PS. Case No.-512 Year-2020 Thana- MADHEPURA District- Madhepura

VAKIL YADAV @VAKIL KUMAR SON OF SURENDRA YADAV
RESIDENT OF VILLAGE- BHADAUL, POLICE STATION AND
DISTRICT- MADHEPURA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shailendra Kumar Singh

For the Opposite Party/s : Mr.Jai Narain Thakur

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 27-09-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Madhepura P.S. Case no. 512 of 2020 instituted for the
offence punishable under Sections 147, 148, 149, 341, 323, 324,
307, 302, 504 and 506 of the Indian Penal Code.

Prosecution story relates to abuse and assault to the
informant and his family members by the petitioner and other
co-accused persons as a result of which several persons were
injured. It is further alleged that accused persons have killed the
informant's uncle by pressing his neck.

Learned counsel appearing on behalf of the petitioner



has submitted that petitioner is innocent and has been falsely implicated in this case. Police has submitted final form in the case, however, cognizance has been taken by the learned lower court after finding the case true.

Learned APP appearing for the State has opposed the prayer of Bail and submitted that there is direct allegation of twisting the neck of the deceased against the petitioner due to which he succumbed to the injuries. As per postmortem report, cause of death is asphyxia due to trauma over trachea (not readable) bone by hard and blunt substance.

Learned APP appearing for the State has opposed the prayer of bail.

Having heard learned counsel for the parties and taking into consideration that there is direct allegation of killing the informant's uncle by pressing neck against the petitioner, I am not inclined to grant bail to the petitioner and, as such, his application for bail is rejected.

(Sunil Kumar Panwar, J)

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