

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6863 of 2022

Arising Out of PS. Case No.-111 Year-2021 Thana- LAKHNAUR District- Madhubani

CHANDAN KUMAR YADAV S/o Dharamdev Yadav @ Dharamdev R/V-
Raja Kharwar, P.S. - Sakatpur (Tardih), District - Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar

For the Opposite Party/s : Mr.Dilip Kumar No. 1

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

2 04-07-2022 Let the defect(s), as pointed out by the office, be
removed within a period of four weeks from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in connection with Lakhaur
P.S. Case No. 111 of 2021, G.R. No. 1125 of 2021 registered for
the offences punishable under Section 414 of the Indian Penal
Code read with Sections 25(1-B), a/26 of the Arms Act.

As per prosecution case, on 03.07.2021 informant
(S.I.) got secret information that Ranjeet Yadav along with his
four years daughter Laxmi Kumari was hit by motorcycle.
When police party reached, one boy tried to flee away hastily
seeing the police force but he was caught. On query he disclosed
his name as Chandan Kumar Yadav who is present petitioner. As



per seizure list, one country made pistol along with cartridge as well as motorcycle in question were recovered from possession of the petitioner.

Learned counsel for the petitioner submits that petitioner is in custody since 04.07.2021. Petitioner bears criminal antecedent of three cases in which he is on bail in one case. Charge-sheet has already been submitted in the case and there is no likelihood of tampering the prosecution evidence. He further submits that petitioner is quite innocent and he has committed no offence and has falsely been implicated in the present case by the informant.

The learned A.P.P. for the State vehemently opposes the prayer for bail of the petitioner.

Considering the facts and circumstances of the case, period of custody, charge-sheet has already been submitted and also taking into consideration the material available on record, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M. 1st, Jhanjharpur, District Madhubani in connection with Lakhnaur P.S. Case No. 111 of 2021, G.R. No. 1125/2021 subject to following conditions:-



(i) One of the bailors shall be either father or mother or sister or brother or wife or the person who has sworn the affidavit in bail application.

(ii) Petitioner will co-operate in trial and will remain present on all dates and absence for two consecutive dates would be a ground for cancellation of bail by the learned Trial court itself.

(iii) 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.

(Alok Kumar Pandey, J)

shahzad/-
amit

U		T	
---	--	---	--

