

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10755 of 2022

Arising Out of PS. Case No.-177 Year-2020 Thana- CHANDRADIP District- Jamui

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Ajay Yadav @ Ajay Prasad Son of Krishnandan Yadav @ Krishn Nandan
Yadav Resident of Village- Sanpo, P.S.- Chandradeep, District- Jamui.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr.Bharat Lal
For the Informant	:	Mr Arun Kumar
For the Opposite Party/s	:	Mr.Mukeshwar Dayal

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 20-05-2022 Heard learned counsel for the petitioner and learned
A.P.P for the State through video conferencing.

The petitioner seeks bail in Chandradeep P.S. Case
No. 177 of 2020 corresponding to Sessions Trial No. 374 of
2021, registered for the offence punishable under Sections 302,
120(B), 506 and 34 of the Indian Penal Code and section 27 of
the Arms Act.

As per the prosecution case, on 29.12.2020 at about
9.00 AM while the husband of informant was returning his
home, this petitioner along with other co-accused persons
opened fire from their respective pistols due to which three
bullets entered into his body causing his death.

It is submitted on behalf of the petitioner that



informant is not eye-witness of the occurrence rather after receiving the information she rushed at her village from Patna and thereafter, she has lodged this case. Informant's husband (deceased) was carrying six criminal antecedents and got enmity with several persons he might have been killed by his enemy. Petitioner is in custody since 08.10.2021.

Learned APP however, vehemently opposed the prayer for bail and submitted that petitioner is named in the FIR and postmortem report supports the manner of assault.

Considering the facts aforesaid and the nature of allegation, I am not inclined to enlarge the petitioner above-named on bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

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