

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15571 of 2022

Arising Out of PS. Case No.-237 Year-2021 Thana- MAGADH MEDICAL COLLEGE
District- Gaya

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Jitendra Kumar @ Jitendra Kumar Yadav, Son of Brahamdeo Yadav Resident
of Village - Dhanawan, P.S. - Bodh Gaya, District - Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Vishwa Ranjan Choudhary, Advocate
For the Informant	:	Mr. Shailesh Kumar, Advocate
For the State	:	Mr. Binod Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

3 02-08-2022 Heard learned counsel for the petitioner, the State and
the learned counsel for the informant.

Let the defect(s) be removed within four weeks of the
complete start of the physical Court in normal course.

The petitioner is in judicial custody in connection
with Magadh Medical P.S. Case No.237/2021 instituted under
Section 325,341,307/20(B)/34 IPC and 27 of the Arms Act.

The allegation in the FIR is of intercepting one
Satyendra Kumar on 05-09-2021 near Gaya Airport and the
accused person resorted to indiscriminate firing. He was shifted
to Hospital but was declared dead.

Subsequently, during investigation the role of the
petitioner herein came into picture and the police found that he
is the key person who saw to it that the Satyendra Kumar is



killed. He served as the facilitator in providing the necessary arms, ammunition, motorcycle, SIM as also let the accused persons stay at his home.

Learned APP has also pointed out that contrary to the statement made in para-3 of the bail application that he has only one criminal case against him, he is also an accused in another criminal case vide Bodh Gaya P.S. Case No.445/2017 under Section 307 of the Indian Penal Code lodged on 19.07.2017.

Taking into account the fact that a man was killed and the accused persons resorted to indiscriminate firing and the petitioner has been alleged to be the facilitator of the said killing as also the fact that false statement has been made in para-3 of the bail application, this Court is not inclined to grant him privilege of bail which is accordingly rejected.

(Rajiv Roy, J)

Prakash Narayan /-

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