

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.34000 of 2021**

Arising Out of PS. Case No.-458 Year-2020 Thana- RAJAON District- Banka

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1. SANJAY YADAV @ SANTOSH YADAV Son of Late Rasik Yadav Resident of Village - Singnati, P.S. - Rajoun, District - Banka.
  2. Raghu Yadav @ Raghunandan Yadav Son of Late Rasik Yadav Resident of Village - Singnati, P.S. - Rajoun, District - Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Sanjeev Kumar, Adv.

For the Opposite Party/s : Mr.A.G

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**CORAM: HONOURABLE MR. JUSTICE SANJEEV PRAKASH SHARMA**

ORAL ORDER

4      10-02-2022                      Heard the parties through video conferencing.

The petitioner apprehend his arrest in connection with Rajoun P.S. Case No. 458 of 2020 registered for the offence under Sections 302/34 of the Indian Penal Code.

The bail application of petitioner no.2 namely, Raghu Yadav @ Raghunandan Yadav has been dismissed as withdrawn vide order dated 09.09.2021.

Considering the fact that the petitioner no.1 has been named in the F.I.R. by the person who has seen the incident having occurred. While the arguments being raised by the learned counsel for the petitioner no.1 that the case may not have come within the ambit of Section 302 of the I.P.C. but

under Section 304 of the I.P.C. may be taken at the relevant stage, I am not inclined to grant benefit of anticipatory bail to the above named petitioner no. 1.

Accordingly, the prayer for anticipatory bail is rejected.

**(Sanjeev Prakash Sharma, J)**

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