

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34438 of 2021

Arising Out of PS. Case No.-30 Year-2021 Thana- KAKO District- Jehanabad

SURENDRA YADAV S/O LATE RAGHUNI YADAV R/o village- Badhauna,
P.S.- Kako (Bhelawar O.P.), District- Jehanabad

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Murari Prasad Sinha- Advocate

For the Opposite Party/s : Mr. Chandra Bhushan Prasad- A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 03-01-2022 Heard the learned counsel for the petitioner and

the learned APP for the State.

The petitioner seeks bail in connection with Kako
(Bhelawar) P. S. Case No.30 of 2021, instituted for the
offences under Sections 395 and 397 of the Indian Penal
Code.

The learned counsel for the petitioner submits that
the petitioner is in custody since 16.02.2021, he is a person
with clean antecedent and charge-sheet has been submitted
in the case.

The learned counsel for the petitioner submits that
informant alleges that when he came down from upstairs in
the morning at 5.00 A.M., he saw the door of the house



opened and articles, as mentioned in the F.I.R., were stolen and saw his wife in an injured condition, who disclosed the name of the accused persons including the petitioner, who had committed the robbery.

The learned counsel for the petitioner submits that the injured at Para-26 of the case diary has given a specific statement that she was injured on account of assault by *khanti* made by Ranjan Bind. The learned counsel further submits that though it is alleged in the F.I.R. by the informant that his wife was seen in an injured condition and the wife alleges that she was assaulted by Ranjan Bind, but there is no injury report in the case diary.

The learned A.P.P. for the State very fairly submits that allegation as alleged by the informant appears to be exaggerated version as there is no injury report in the case diary.

Considering the fact that the petitioner is in custody, he is a person with clean antecedent and charge-sheet has been submitted in the case, the petitioner, above-named, is directed to be released on bail on his furnishing bail-bonds in the sum 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, Jehanabad in connection with Kako (Bhelawar) P. S. Case No.30 of 2021.

The application stands allowed.

(Satyavrat Verma, J)

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