

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39459 of 2022

Arising Out of PS. Case No.-111 Year-2022 Thana- KUMAR KHAND District- Madhepura

Vishnudeo Yadav @ Bishnu Deo Yadav S/O Late Ghutar Yadav Resident of Village- Jorabarganj @ Jorawarganj, Ward No. 8, Madhy School Jorawarganj, Jorawarganj Israin kalan, P.S.- Kumarkhand, P.S.- Kumarkhand District- Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sushil Kumar Jha, Advocate
For the Opposite Party/s : Mr. Ganesh Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 14-10-2022 Heard learned counsel appearing on behalf of the petitioner and learned APP appearing on behalf of the State through virtual Court proceedings.

Let the defect(s), if any, be removed within a period of four weeks from today.

The petitioner seeks bail in connection with Kumarkhand P.S. Case No. 111 of 2022 registered for the offence under Sections 341, 323, 504 and 302 of the Indian Penal Code.

The accused/petitioner is named in the F.I.R. and is in custody since 06.04.2022.

The allegation against the petitioner is to commit



murder of father of the informant, alongwith other co-accused persons for long standing land dispute.

Learned counsel appearing on behalf of the petitioner submitted that informant is the eye witness of the occurrence, where specific allegation of throttling is raised against co-accused, namely, Kundan causing death of his father. It is further submitted that the occurrence is founded over land dispute. While concluding the argument, it is submitted that petitioner is a man of clean antecedent and, moreover, investigation in this case is complete for which chargesheet has been submitted, as such, there is no chance of tampering with the evidence.

Learned APP appearing on behalf of the State opposes the prayer of bail.

In view of the facts and circumstances, as mentioned above, as specific allegation of fatal assault/throttling is available against co-accused, namely, Kundan, where petitioner is a man of clean antecedent coupled with the fact that chargesheet has already been submitted, let the petitioner, above named, is directed to be released on bail in connection with Kumarkhand P.S. Case No. 111 of 2022 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the



like amount each to the satisfaction of learned Additional Chief
Judicial Magistrate-II, Madhepura/concerned Court, subject to
the conditions as laid down u/s 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

Ankit/-

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

