

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51830 of 2021

Arising Out of PS. Case No.-257 Year-2020 Thana- MAGADH MEDICAL COLLEGE
District- Gaya

=====

Dilip Yadav @ Dilip Kumar S/O Kameshwar Yadav R/O Village-
Gulariyachak, P.S-Magadh Medical, District-Gaya.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Sinha
For the Opposite Party/s : Mr. Ramchandra Singh

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 08-02-2022 Heard learned counsel for the petitioner and

learned APP for the State through video conferencing.

The petitioner seeks bail in connection with

Magadh Medical P. S. Case No.257 of 2020, instituted for

the offences under Sections 147, 148, 149, 341, 323, 307,

384, 504, 506 of the Indian Penal Code and Section 27 of

the Arms Act.

The learned counsel for the petitioner submits that

the petitioner is in custody since 25.05.2021, charge-sheet

has been submitted in the case and has antecedent of three

cases out of which, the petitioner stands acquitted in two

cases and in one case, he has not been remanded as stated in



Para-3 of the bail application.

The learned counsel for the petitioner submits that the informant alleges that petitioner along with co-accused fired causing injury to the informant in his right hand and leg for refusing to pay extortion amount of Rs. One Lac, which was being demanded by the petitioner.

The learned counsel for the petitioner submits that petitioner has been falsely implicated and even presuming without admitting that the allegation is true then the informant was hit on the non-vital part of the body.

The learned A.P.P. for the State opposes the bail application and submits that though allegation is of firing on the non-vital part of the body, but then the occurrence took place for the reason that the informant was not willing to pay the extortion amount. Thus, the petitioner in order to threaten him had fired causing injury on the non-vital part of the body.

At this stage, the learned counsel for the petitioner seeks permission to withdraw the instant bail application with a liberty to the petitioner to renew his prayer for bail after framing of charge.



Permission is accorded.

Accordingly, the instant petition is dismissed as
withdrawn with the liberty aforesaid.

(Satyavrat Verma, J)

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