

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43823 of 2022

Arising Out of PS. Case No.-381 Year-2021 Thana- LAXMIPUR District- Jamui

PRAKASH YADAV S/O SONA YADAV Resident of village- Krra P.S.-
Laxmipur, District- Jamui

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shailesh Kumar Singh

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

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 29-11-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner is directed to remove
the defects within four weeks.

Petitioner apprehends his arrest in a case registered for
offence punishable u/s 147, 148, 149, 341, 323, 307, 506 of the
IPC and 27 of the Arms Act and Section 3/4 of Explosive Act.

Allegedly, the accused persons named in F.I.R. including
the petitioner hurled two bombs on the house of the informant.
They also opened fired with an intention to kill the family
members of informant.

It is submitted by learned counsel for the petitioner
that petitioner is quite innocent and has committed no offence.
He has been falsely implicated in this case due to enmity. No



such occurrence, in the manner as alleged, has ever taken place. There is no specific allegation against the petitioner rather allegation are general and omnibus in nature. It is further submitted that prior to this occurrence the husband of the informant attacked on petitioner's brother by throwing bomb and therefore Jhajha P.S. Case No. 18/2019 was lodged against the husband of the informant by the petitioner side. Therefore to create pressure upon the petitioner this case has been lodged falsely. No one of informant side sustained any injury. Learned counsel for petitioner further submitted that similar situated co-accused has been granted anticipatory bail in Criminal Miscellaneous No. 34379/2022 vide dated 10.11.2022. Petitioner has no criminal antecedents.

Learned APP for the State opposed the prayer for bail.

Having regard to the facts and circumstances of the case, and the fact that the similarly situated co-accused has been granted anticipatory bail in Criminal Miscellaneous No. 34379 of 2022 vide order dated 10.11.2022, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like



amount each to the satisfaction of the learned court below where
the case is pending/Successor Court in connection with
Laxmipur P.S. Case No.381 of 2021, subject to the conditions as
laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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