

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.230 of 2021

Arising Out of PS. Case No.-31 Year-2020 Thana- BARHAT District- Jamui

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1. RAJEEV KUMAR @ RAJEEV YADAV SON OF VINO YADAV
RESIDENT OF VILLAGE - SUDAMAPUR, P.S. - BARHAT, DISTRICT –
JAMUI
 2. RAJESH KUMAR YADAV @ RAJESH YADAV SON OF ARUN YADAV
RESIDENT OF VILLAGE - SUDAMAPUR, P.S. - BARHAT, DISTRICT -
JAMUI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pankaj Kumar Sinha
For the Opposite Party/s : Mr.Shailendra Kumar

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 07-03-2022 The learned counsel for the petitioners is directed to
remove all the defects pointed out by the office within one
month.

Heard the learned counsel for the petitioners as well as
the learned Additional Public Prosecutor for the State.

At the very outset, the learned counsel for the
petitioners has submitted that during the pendency of this
criminal miscellaneous petition, petitioner no. 2 has been
arrested, as such, this criminal miscellaneous petition has
become infructuous with respect to petitioner no. 2.



In view of above submission, **this criminal miscellaneous petition is dismissed as infructuous with respect to petitioner no. 2.**

So far as petitioner no. 1 is concerned, he apprehends his arrest in connection with Barhat P.S. Case No. 31 of 2020 registered for offence punishable under sections 147, 447, 341, 323, 325, 354(B), 379, 427 of the Indian Penal Code.

The informant Pinki Devi has lodged FIR, stating therein that the FIR named accused persons assaulted the informant as well as her husband.

The learned counsel for the petitioner has submitted that the allegation against the present petitioner is general and omnibus. He has further submitted that admittedly there is land dispute between both the parties. The petitioner's side has lodged counter case, i.e. Barhat P.S. Case No. 32 of 2020.

Considering the above mentioned facts and circumstances, **let petitioner no. 1, namely, Rajeev Kumar @ Rajeev Yadav**, in the event of his arrest or surrender, within four weeks from today, **be released on bail** on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate 1st Class, Jamui in connection with Barhat P.S. Case No. 31 of 2020,



subject to condition as laid down under section 438(2) Cr. P.C.

Office shall ensure that all defects are removed by the petitioner within the stipulated time mentioned hereinabove, failing which, the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey , J)

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