

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56112 of 2021**

Arising Out of PS. Case No.-36 Year-2021 Thana- BELAGANJ District- Gaya

Sanjay Yadav S/O Tulsi Yadav R/O Village- Vikram Bigha, P.S.- Belaganj,
District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manish Kumar No-2

For the Opposite Party/s : Mr.Ram Priya Sharan Singh

**CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER**

2 01-04-2022 Let the defects, if any, be removed within four weeks
from today.

Heard learned counsel for the petitioner as well as
learned Additional Public prosecutor for the State through video
conferencing.

Petitioner seeks bail in a case registered in connection
with Belaganj P.S.Case No. 36 of 2021 for the offences
punishable under Sections 447, 341, 323, 354, 379, 307,506 and
34 of the Indian Penal Code.

As per prosecution case, on the alleged date of
occurrence while the informant and their family members
getting their land measured, all the F.I.R named accused persons
armed with rod assaulted the informant's son on the head and
when the informant came to rescue him, she was also assaulted



on her hand.

Learned counsel for the petitioner submits that occurrence have taken place on 25.01.2021 but the F.I.R has been registered on 28.01.2021. There is general and omnibus allegation against the petitioner. The injury sustained by the informant and his son are simple in nature. Petitioner is in custody since 16.04.2021 and the charge sheet has already been submitted. There is no chance of his absconding and tempering with the evidence.

The learned A.P.P opposed the prayer for bail of the petitioner and submitted that there is allegation of assault against the petitioner.

Having heard the rival contentions of the parties and taking into consideration the nature of injury and period of custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 20,000/0- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-II, Gaya in connection with Belaganj P.S.Case No.36 of 2021, on the following conditions:-

“(i) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court



below and shall remain physically present, as directed by the court below, and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the court below.

(ii) If the petitioner tampers with the evidence or the witnesses, in that case the prosecution will be at liberty to move for cancellation of bail”

(Harish Kumar, J)

N.K/-

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

