

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58450 of 2021

Arising Out of PS. Case No.-50 Year-2020 Thana- TANKUPPA District- Gaya

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PAPPU KUMAR @ PAPPU YADAV Son of Krishan Yadav Resident of
Village- Kharauna, Police STation- Tankuppa, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr.Binod Kumar

Mr. Arvind Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 28-03-2022 Heard learned counsel for the petitioner the State and
the informant.

Petitioner seeks regular bail in a case registered for
the offence punishable under Section 302 and some other
ancillary Sections of the Indian Penal Code.

As per the prosecution case, this petitioner along with
other two FIR named accused persons assaulted the informant,
Devan Yadav, Kamlesh Yadav and Arun Kumar as a result of
which they sustained injuries and Devan Yadav died during the
course of treatment.

Learned counsel appearing for the petitioner submits
that petitioner is innocent and has falsely been implicated in the
case. It is submitted that there is land dispute between the
parties and on account of land dispute some altercation took



place in which both sides sustained injuries. There is case and counter case and the present case is counter blast of Tankuppa PS Case No. 51/2020 lodged by one of the co-accused, Upendra Yadav, against the informant and others. There is general and omnibus allegation against this petitioner and no specific overt act has been alleged against him. Petitioner claims clean antecedent and is in custody since 12.06.2021 and investigation in this case is complete.

Learned counsel appearing for the State and the informant opposed the prayer for bail and submitted that there is direct and specific allegation against this petitioner that he along with two other FIR named accused persons assaulted the informant, Devan Yadav, Kamlesh Yadav and Arun Kumar as a result of which they sustained injuries and Devan Yadav died during the course of treatment.

Considering the nature of accusation and gravity of the offence, I am not inclined to enlarge the petitioner on bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

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