

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57441 of 2021

Arising Out of PS. Case No.-44 Year-2020 Thana- KINJAR District- Jehanabad

SURESH YADAV S/o Late Jagdev Yadav R/o Village- Wajitpur, P.S.- Kinjar,
District- Arwal.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ranjay Kumar Singh, Advocate
For the Opposite Party/s : Mr.Ashok Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 13-01-2022 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Kinjar P.S. Case No. 44 of 2020 for the offence registered under
Sections 147, 148, 149, 341, 323, 324, 307, 447, 504, 506 and
325 of the Indian Penal Code and Section 27 of the Arms Act.

The case of the prosecution as per FIR is that
altogether 14 named accused persons had arrived at the place
of occurrence and had indulged in indiscriminate firing causing
injury on the leg of the sister-in-law of the informant. It is also
alleged that the accused persons including the petitioner herein
had also assaulted the members of the prosecution side by rod,
lathi and danda resulting in injuries being inflicted upon them.

The learned counsel for the petitioner has submitted
that the petitioner is innocent, has been falsely implicated in the



present case, is having a clean antecedent and he is languishing in custody since 07.07.2021. The learned counsel for the petitioner has also submitted that no allegation has been levelled against the petitioner of him having indulged in any sort of overt act and a general and omnibus allegation has been levelled against the petitioner. Lastly, it is submitted that similarly situated co-accused persons have already been granted bail by a coordinate Bench of this Court vide order dated 30.04.2021 passed in Criminal Misc. No. 8735 of 2021.

Per contra, the learned counsel for the State has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner and taking into account the parity of the case of the petitioner with that of the co-accused persons who have already been granted bail by a coordinate Bench of this Court apart from the fact that the petitioner is having a clean antecedent, I deem it fit and proper to direct for release of the petitioner herein on regular bail.

Accordingly, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the



satisfaction of learned Additional Chief Judicial Magistrate-3rd,
Arwal in connection with Kinjar P.S. Case No. 44 of 2020.

(Mohit Kumar Shah, J)

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