

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 50873 of 2022

Arising Out of PS. Case No.-130 Year-2022 Thana- KUSHESHWARASTHAN District-
Darbhanga

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1. Indra Dev Yadav @ Indradev Yadav S/O Late Baba Ji Yadav @ Babaji Yadav Resident Of Village- Akonama, P.S.- Kusheshwar Asthan, District- Darbhanga.
 2. Gaurav Kumar @ Gaurav Yadav S/O Sri Indra Dev Yadav @ Indradev Yadav Resident Of Village- Akonama, P.S.- Kusheshwar Asthan, District- Darbhanga.
 3. Mintu Yadav @ Mintu Kumar S/O Sri Sakaldev Yadav Resident Of Village- Akonama, P.S.- Kusheshwar Asthan, District- Darbhanga.

... .. Petitioners

Versus

The State Of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Manish Kumar No 13

For the Opposite Party/s : Mr.Dilip Kumar No. 1

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 12-12-2022 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioners undertake to
remove the defects, if any, within three weeks.

The petitioners are apprehending their arrest in a case
registered for the offence punishable under Sections 341, 323,
504, 354/34 of the Indian Penal Code and 3 and 4 of the
Prevention of Witch (Daain) Practice Act.

As per FIR, petitioner and two unknown criminal
came on the Darwaja of the informant and started abusing him.
On objection, they fired upon the informant.

Learned counsel for the petitioners submits that
the petitioners are innocent and have been falsely implicated in



this case due to personal grudge and personal vendetta. He submits that there is case and counter case in between the parties. He further submits that from the injury reports, the same doesn't support the allegation and injuries were simple in nature which exonerate the petitioners from false allegation. He further submits that petitioners have no criminal antecedent in para '3' of the bail application.

Learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances of the case and the fact that the injury found upon the victim is simple in nature, let the above named petitioners in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) each 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 Kusheshwar Asthan P.S. Case No. 130 of 2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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