

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51759 of 2022

Arising Out of PS. Case No.-72 Year-2020 Thana- ROH District- Nawada

SUDHIR YADAV S/O KANCHAN DEVI Resident of village- Samraitha,
P.S.- Roh, District- Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sheo Kumar Prasad

For the Opposite Party/s : Mr.Sanjay Kumar Tiwary

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 09-12-2022 Heard learned counsel for the petitioner and
learned A.P.P. for the State through video conferencing.

Petitioner seeks regular bail in connection with
Roh P.S. Case No. 72 / 2020 registered under Section 341,
323, 504, 307, 302, 34 of the I.P.C.

As per the F.I.R. the co-accused / Sakindra Yadav
and Dinesh Yadav arrived at the house of the informant and
demanded a sum of Rs. 2000/- from the father of the
informant by way of his contribution in the case they are
fighting against others. When the informant's father
expressed his inability, the accused persons assaulted and
abused his father and when the informant and other family
members intervened, in the meanwhile, petitioner along



with other accused persons came at the place of occurrence armed with lathi, danda, iron rod etc. and started assaulting the father of the informant indiscriminately due to which he died in hospital.

Learned counsel for the petitioner submits that both the parties are agnates, there is general and omnibus allegation against all the accused persons of indiscriminately assaulting the father of the informant. Post-mortem report reveals that only one external injury was there on the person of the deceased and the cause of death is due to head injury caused by hard blunt substance. The petitioner is having no criminal antecedent and he is in custody since 27.06.2022.

Regard being had to the submissions made by the parties, taking into consideration the fact that both the parties are agnates, allegation against the petitioner is general and omnibus in nature, petitioner is in custody 27.06.2022 and charge sheet has already been submitted, and as such, I am inclined to grant regular bail to the petitioner **after framing of charge.**

Let the petitioner, above named, be released on



regular bail **after framing of charge** on furnishing bail bond of Rs. 25000/- (twenty five thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate Ist Class, Nawada in connection with Roh P.S. Case No. 72 / 2020.

(Anil Kumar Sinha, J)

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