

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63004 of 2021**

Arising Out of PS. Case No.-280 Year-2020 Thana- LAKHISARAI District- Lakhisarai

Gautam Yadav Son of Late Nardi Yadav Resident of Village - Kishanpur, P.S.-
Amhara, Distt.- Lakhisarai.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajnish Chandra
For the Opposite Party/s : Mr.A.G

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

2 18-02-2022 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State through video

conferencing.

Petitioner seeks bail in Lakhisarai(Amhara) P.S.Case
No. 280 of 2020 registered for the offences punishable under
Sections 302,120B/34 of the Indian Penal Code and Section 27
of the Arms Act.

As per prosecution case, all the accused persons
including petitioner surrounded the husband of informant. It is
specifically alleged that co-accused Birju Mandal fired on the
husband of the informant which hit on the head and he fell
down on the ground thereafter, all the accused persons made
indiscriminate firing on the body of the husband of the
informant.



It is submitted that there is general and omnibus allegation of firing against this petitioner. Specific allegation of firing is against co-accused Birju Mandal. It is further submitted that though there is allegation of firing against altogether fifteen co-accused persons but only three firearm injuries has been found on the deceased. Similarly situated co-accused Pankaj Ram@ Ganguli and Sajan Mandal have been granted bail by co-ordinate bench of this Court in Cr. Misc. No. 21529 of 2021 vide order dated 25.10.2021 and Cr. Misc. No.37925 of 2020 vide order dated 05.03.2021. petitioner is in custody since 13.01.2021.

Considering the aforesaid facts and circumstances as well as period of detention of the petitioner, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Session Judge cum FTC-II, Lakhisarai in connection with Lakhisarai(Amhara) P. S. Case No. 280 of 2020.

(Prabhat Kumar Singh, J)

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