

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64682 of 2021

Arising Out of PS. Case No.-132 Year-2020 Thana- UCHKAGAON District- Gopalganj

Sonu Yadav @ Krishna Kumar Yadav Son Of Garju Yadav R/O Village-
Sareya, Tithaghat, P.S. Hussainganj, District- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Akshay Lal Pandit, Adv.
For the Opposite Party/s	:	Mr. Sanjay Kumar Singh, APP
For the Informant/s	:	Mr. Rajat Kumar Tiwary, Adv.
	:	Mrs. Deepika Sharma, Adv.

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

5 29-11-2022 Let the defect, if any, be removed within two weeks
from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Uchakagaon P.S. Case No. 132 of 2020 lodged under Sections
302, 120B, 34 of the I.P.C.

As per the prosecution case, there is allegation of
murder in connivance with other co-accused persons in the
F.I.R. There are 6 named accused persons.

Learned counsel for the petitioner submits that from
the content of F.I.R., it transpires that the allegation against the
present petitioner is that he was present only on the place of
occurrence but there is no allegation of act or overt act in the

F.I.R. against him.

Learned counsel further submits that petitioner is in custody since 18.08.2020. There are in total 5 criminal cases pending against him and in all the cases, he is on bail. Charge sheet has already been filed. Learned counsel submits that he is ready to fulfill all the conditions whatsoever shall be imposed upon him.

Learned counsel for the State opposes the prayer for bail and submits that from the content of F.I.R. itself that he may not act or attack but he has played an important role in assisting the main accused to brought on the place of occurrence and remove him from the place of occurrence after gun shot.

In the present facts and circumstances of this case and the submissions made above, I am not inclined to grant bail to the petitioner. Therefore, the bail application of the petitioner is hereby rejected but liberty is hereby granted to the petitioner that he may renew his prayer for bail 9 months from today. The Trial Court is directed to expedite the trial as early as possible.

With this observation, the bail application stands rejected.

(Dr. Anshuman, J.)

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