

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.67517 of 2021**

Arising Out of PS. Case No.-37 Year-2019 Thana- ATRI District- Gaya

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Fotu Yadav @ Ajit Kumar Son of Baleshwar Yadav Resident of Village -  
Mafa, Police Station - Atri in the district of Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Sunil Kumar

For the Opposite Party/s : Mr.Bhanu Pratap Singh

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

2      28-02-2022                      Heard both parties.

The petitioner seeks bail in Atri P.S. Case No. 37 of 2019, registered for the offence punishable under Sections 302/34 of the Indian Penal Code.

As per the prosecution case, son-in-law of the informant left the house for some repairing work, but did not return. Informant suspects that all the accused persons named in the FIR committed murder of her son-in-law.

It is submitted on behalf of the petitioner that informant is not eye-witness of the occurrence. Petitioner has been made accused in this case only on suspicion. Save and except suspicion there is no substantive evidence to suggest his implication in this case. Similarly situated co-accused have been granted bail by this Court vide order dated 19.06.2020 passed in



Cr. Misc. No. 1612 of 2020, order dated 10.02.2022 passed in  
Cr. Misc. No. 59956 of 2021. Petitioner is in custody since  
18.08.2021.

Considering the facts and circumstances of the case,  
the petitioner above-named, is directed to be enlarged on bail on  
furnishing bail bond of Rs. 10,000/- (Ten thousand) with two  
sureties of the like amount each to the satisfaction of the learned  
Additional Chief Judicial Magistrate XIII, Gaya in connection  
with Atri P.S. Case No. 37 of 2019.

**(Prabhat Kumar Singh, J)**

vinita/-

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