

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67918 of 2021

Arising Out of PS. Case No.-81 Year-2020 Thana- AMBA District- Aurangabad

1. SURENDAR YADAV @ SURENDRA YADAV Son of Late Ram Sundar Yadav Resident of Village - Pirajpur, P.S.- Amba, District - Aurangabad (Bihar).
2. Rajendar Yadav @ Rajendra Yadav Son of Late Ram Sundar Yadav Resident of Village - Pirajpur, P.S.- Amba, District - Aurangabad (Bihar).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bhaskar Shankar
For the Opposite Party/s : Mr.Shailendra Kumar Singh

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 03-03-2022 Heard learned counsel for the petitioners and the State.

Petitioners seek regular bail in a case registered for the offence punishable under Section 302 and some other ancillary Sections of the Indian Penal Code.

As per the prosecution case, these petitioners along with other FIR named accused persons abused and assaulted the informant and her daughter with Lathi. It is further alleged that co-accused Randhir Yadav, armed with Lathi came there and assaulted the informant and her daughter due to which they fell down on the ground having become unconscious. The daughter of informant died during the course of treatment.



Learned counsel appearing for the petitioners submits that petitioners are innocent and have falsely been implicated in the case. There is general and omnibus allegation against these petitioners and specific overt act has been attributed to co-accused, Randhir Yadav. It is submitted that in the post mortem examination no external injury was found on the person of daughter of informant. Petitioners claim clean antecedent and are in custody since 11.08.2021 and investigation in this case is complete.

Learned counsel appearing for the State opposes the prayer for bail.

Considering the facts of the case and the period of custody of the petitioners, let the petitioners, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Aurangabad in connection with Amba PS case No.81/2020.

(Prabhat Kumar Singh, J)

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