

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38 of 2022

Arising Out of PS. Case No.-582 Year-2021 Thana- MADHEPURA District- Madhepura

RANJEET YADAV @ RANJIT YADAV Son of Madan Yadav R/o Village-
Pithahi, P.S.- Madhepura, District- Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shiva Shankar Sharma

For the Opposite Party/s : Mr.Ganesh Prasad Singh

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 21-07-2022 Heard learned counsel for the parties.

The petitioner apprehends his arrest in a case registered for the offence under Section 302/34 of the Indian Penal Code.

As per the prosecution case, this petitioner alongwith other F.I.R. named accused persons killed the husband of the informant and also snatched Rs. 10,000/-.

It is submitted on behalf of petitioner that informant is not eye-witness of the occurrence and only on suspicion, petitioner has been made accused. During investigation, no material has come to show complicity of the petitioner in the aforesaid crime. It is further submitted that during investigation, the informant realized her fault and filed a petition/affidavit in the court of learned C.J.M., Madhepura (Annexure - 2), stating



therein that due to sudden demise of her husband, she was disturbed and named this petitioner in the *fardbeyan*. Petitioner has got clean antecedent.

However, learned A.P.P. for the State opposed the bail petition and submitted that from bare perusal of F.I.R., it is apparent that this petitioner took away the husband of the informant on the pretext of collecting money and thereafter, the husband of informant became traceless. Sufficient evidence has come against this petitioner during course of investigation to show his complicity in the crime.

Considering the aforesaid facts and circumstances, I am not inclined to extend the privilege of anticipatory bail to the petitioner and same is, accordingly, rejected.

(Prabhat Kumar Singh, J)

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