

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5044 of 2023

Arising Out of PS. Case No.-36 Year-2020 Thana- DHARHARA District- Munger

HITLAR YADAV SON OF LATE ASHARFI YADAV R/O VILL.-
MIRZACHAKLAGMA, P.S.- DHARAHRA (HAMZAPUR O.P.), DISTT.-
MUNGER, BIHAR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Suman Kumar Mishra

For the Opposite Party/s : Mr.Arun Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 06-07-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 147, 148, 149, 341, 323
and 307 of the IPC and Section 25(1-B)a, 26, 35 and 27 of the
Arms Act.

The allegation against the petitioner along with others
is of firing upon the informant, due to which he sustained injury.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case due to
land dispute. He has committed no offence. There is a case and
counter case between the parties. Members of both parties have
sustained injury as alleged in separate occurrence. A counter



case has also been lodged under Section 307 and others Sections of the IPC by the wife of the petitioner. The informant sustained only one gun-shot injury, which is simple in nature and no repeated gun-shot fired by the petitioner. He is languishing in judicial custody since 08.09.2022.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, this court is inclined to enlarge the petitioner on bail **after framing of charge**. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Court concerned in connection with Dharahra P.S. Case No. 36 of 2020.

(Sunil Kumar Panwar, J)

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