

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7394 of 2023

Arising Out of PS. Case No.-65 Year-2022 Thana- FULKAHA District- Araria

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Pintu Yadav @ Pintu Kumar Yadav Son Of Kalanand Yadav R/V- Manikpur
Ward No. 09, P.S.- Fulkaha, District- Araria

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Rana
For the Opposite Party/s : Mr.Pramod Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 12-04-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has filed the instant application
for grant of regular bail in a case registered for the
offences punishable under Sections 452, 380, 342,
354(B), 307, 427/34 of the Indian Penal Code and
Section 27 of Arms Act.

The prosecution case in nutshell is that
petitioner and other co-accused persons came at the
house of informant with liquor and wanted to stay there
and keep the liquor. On refusal, the petitioner and other
co-accused persons threatened her to shoot. It is further



alleged that after four days they entered the house of the informant and took away the mobile, Silver locket and *payal* of informant. It is further alleged that they tried to bring the informant to Nepal and on protest the petitioner fired upon the hand of the informant due to which she sustained injuries.

It is submitted by learned counsel for the petitioner that the petitioner is innocent and he has falsely been implicated in the present case. There is inordinate delay of seven days in lodging the F.I.R. It is also submitted that both parties are neighbors and in the background of land dispute, the present case has been registered against the petitioner with false and concocted allegations. There is no any injury report of the informant is on record to prove the allegations as alleged. It is further submitted that good sense has been prevailed between the parties and compromise petitioner has been filed. Moreover, the petitioner is languishing in judicial custody since 14.11.2022.



Learned APP appearing for the State has vehemently opposed the prayer for Bail.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case as well as period of custody, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail in connection with Fulkaha P.S. Case No. 65 of 2022 on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Sub Divisional Judicial Magistrate, Araria.

(Sunil Kumar Panwar, J)

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