

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12571 of 2023**

Arising Out of PS. Case No.-67 Year-2022 Thana- DARBHANGA SADAR District-
Darbhanga

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Anil Yadav @ Anil Kumar Yadav @ Avinash Yadav @ Avinash Kumar Son
Of Lal Bihari Yadav R/O Village- Ranipur, P.S.- Sadar, District- Darbhanga
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bijay Bhushan Prasad

For the Opposite Party/s : Mr.Abhay Kumar Roy

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**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER**

2 18-05-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 341, 323,
379, 384, 386, 504, 506/34 of the Indian Penal Code.

Petitioner along with other co-accused persons are
said to have committed theft and demanded extortion on the
point of pistol.

Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. He submits that there is specific allegation of assaulting is
against co-accused Lal Bihari Yadav. He submits that during
investigation, the witnesses have not supported the factum of
prosecution as alleged. He submits that informant and one Lal



Bihari Yadav both are agent of bus stand and for that reason, there are some business rivalries between the parties. Petitioner is the son of Lal Bihari Yadav. He submits that there is no specific overt act against the petitioner. He further submits that petitioner has one criminal antecedent as stated in para-3 of this application.

Learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances of the case, let the above named petitioner in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Darbhanga Sadar P.S. Case No. 67 of 2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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