

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14812 of 2023**

Arising Out of PS. Case No.-176 Year-2022 Thana- PIRPAINTI District- Bhagalpur

Jugesh Yadav @ Yogesh Kumar Yadav S/O Dhani Yadav R/O Village And
P.S.- Bakharpur Op(Pirpanti), Distt- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anupa Nand Jha

For the Opposite Party/s : Mr.Amitesh Kumar

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

3 25-07-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is languishing in custody in a
case registered for the offences punishable under Section
364/34 of the Indian Penal Code.

It is alleged that elder brother of the informant
was kidnapped by all the F.I.R named accused persons
including the petitioner with an intention to kill him.

It is submitted by learned counsel for the
petitioner that petitioner is innocent and he has falsely
been implicated in this case. There is no eye witness to
the occurrence and the name of the petitioner sprang up



in this case due to previous enmity and merely on suspicion. During investigation also, no consistent material evidence was collected against the petitioner to connect him with the present case. The petitioner is languishing in custody since 14.06.2022. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent. Moreover, co-accused Sonu Kunwar on whose confession, the petitioner has been roped in the present case, has been granted bail by a coordinate Bench of this Court vide order dated 08.02.2023 passed in Cr. Misc. No. 48002 of 2022.

In contra, learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner and submitted that victim has still not returned.

Considering the fact aforesaid and the period under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousands) with two sureties of the like amount



each to the satisfaction of learned Additional Sessions Judge-XIV, Bhagalpur in connection with Pirpainti (Bakharpur) P.S. Case No. 176 of 2022 (Sessions Trial No. 703/2022).

(Sunil Kumar Panwar, J)

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