

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26269 of 2023

Arising Out of PS. Case No.-62 Year-2019 Thana- BACHHWARA District- Begusarai

BITTU KUMAR Son of Ram Pravesh Yadav R/V- Gaura-2, Marsaiti Ward
No. 8, PS- Teghra Dist- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shubhesh Pandey, Adv.

For the Opposite Party/s : Mr.Shahabuddin Azeem @ S. Azeem, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 13-07-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in a case registered
for the offence punishable u/s 147, 148, 149, 302, 379, 504, 506
of the IPC and 27 of the Arms Act.

As per the prosecution case, the F.I.R. named accused
persons armed with deadly weapons surrounded the husband of
the informant and one Vijay Yadav made firing upon him, due to
which, he died on the spot.

It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has committed no offence. He is
not named in the F.I.R. and has been falsely implicated in this
case due to ulterior motive. The allegation leveled against the
petitioner is not specific rather general and omnibus in nature.



The specific allegation is against the co-accused Vijay Yadav. It is submitted that after investigation, the police has filed final form against the petitioner but the learned court below, differing with the same, took cognizance against the petitioner. Petitioner has no criminal antecedent.

Learned APP for the State opposed the prayer for bail.

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, 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 Teghra P.S. Case No.62 of 2019, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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