

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.30992 of 2023**

Arising Out of PS. Case No.-39 Year-2019 Thana- FATEHPUR District- Gaya

RAJNATH YADAV Son of Late Shivdhari Yadav Resident of village -  
Khedarpura, P.S. - Fatehpur, Distt. - Gaya

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Vijay Anand, Advocate  
For the Opposite Party/s : Mr. Harendra Prasad, APP

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**  
**ORAL ORDER**

2      28-07-2023                      1. Heard learned counsel for the petitioner and  
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case  
registered for the offences punishable under Sections 302 and 34  
of the Indian Penal Code read with Section 27 of the Arms Act.

3. Learned counsel for the petitioner submits that the  
petitioner is a person with clean antecedent and the informant  
alleges that Shriram Yadav gave pistol to Vikram who shot his  
brother dead and when he tried to save his brother, Ramswaroop  
fired at him and fled.

4. Learned counsel for the petitioner submits that the  
petitioner has been falsely implicated in the present case, it is  
next submitted that from perusal of the allegations as alleged in  
the FIR it would manifest that specific allegation of firing is



against Vikram who is alleged to have shot the brother of the informant dead and thereafter Ramswaroop also fired at the informant but then it missed, it is next submitted that as far as petitioner is concerned, there is no specific allegation against him, it is further submitted that on account of dispute relating to election, the present false case came to be instituted.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten 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 Fatehpur P.S. Case No. 39 of 2019 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

**(Satyavrat Verma, J)**

Rishi/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

