

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35344 of 2023

Arising Out of PS. Case No.-356 Year-2022 Thana- RAJNAGAR District- Madhubani

RAKESH YADAV @ RAKESH KUMAR YADAV Son of DANILAL
YADAV RESIDENT OF VILLAGE PILAKHWAR PS- RAJNAGAR,
DISTRICT- MADHUBANI

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Yogesh Chandra Verma, Sr. Adv
Mr. Ugranath Mallik, Adv
For the Opposite Party/s : Mr. Ganesh Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 27-07-2023 Heard the parties.

2. The petitioner apprehends his arrest in a case registered for the offence punishable under Sections 147, 148, 149, 341, 323, 324, 307, 353, 332, 333, 504 of the Indian Penal Code.

3. Allegedly, the petitioner and other co-accused persons assaulted the police force by means of several weapons. All the accused persons tried to capture them and also tried to snatch the arms of the police force.

4. It is submitted by learned senior counsel for the petitioner that petitioner is quite innocent and have committed no offence. He has been falsely implicated in this case. No such occurrence, in the manner as alleged, has ever taken place. The allegation levelled against the petitioner is not specific rather general and



omnibus in nature. Petitioner is just a member of the mob and there is no specific overt act against him. The specific allegation is against the co-accused namely, Kripal Yadav. Petitioner has one criminal antecedent.

5. Learned APP for the State opposed the prayer for anticipatory bail.

6. Having regard to the facts and circumstances of the case as there is no specific overt act against the petitioner, let the above named petitioner, be released on bail, in the event of his/her 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 Rajnagar P.S. Case No.356 of 2022, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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