

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35251 of 2023

Arising Out of PS. Case No.-915 Year-2022 Thana- GOPALGANJ TOWN District-
Gopalganj

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Jitendra Yadav @ Jeetan Yadav S/O Rajindra Yadav @ Rajendra Yadav R/O
Village- Manikpur Nairanga @ Manikpur Nawranga, Manjhariya, P.S-
Gopalganj(Town), Distt.- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Setu Prateek, Adv.

For the Opposite Party/s : Mr.Surendra Prasad Singh, APP

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 21-07-2023 Heard learned counsel for the petitioner and the

learned APP for the State.

2. The petitioner is apprehending his arrest in connection with Gopalganj (Town) P.S. Case No. 915 of 2022 registered for the offence punishable under Sections 147, 148, 149, 323, 324, 307, 325, 504 and 506 of the Indian Penal Code.

3. There is an allegation of indiscriminate assault by all the accused persons.

4. Learned counsel for the petitioner submits that other than the petitioner's name, finding place in the column of accused, there is no specific allegation whatsoever against the petitioner. The implication is based on extraneous considerations because of his proximity with co-accused,



namely, Alagu Yadav and Balistar Yadav, who in the FIR have been attributed specific blow. The Petitioner has one criminal antecedent, as per disclosure made in Paragraph 3 of the bail petition, on which he is on bail.

5. Learned APP for the State has opposed the prayer for pre-arrest bail.

6. Considering the rival submissions, this Court, for the limited purposes of grant of bail, is inclined to accept the submissions advanced by the petitioner's counsel. Prayer for bail is allowed.

7. Accordingly, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of four weeks from today, be released on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M, Gopalganj in connection with Gopalganj (Town) P.S. Case No. 915 of 2022, subject to the conditions as laid down in Section 438(2) of the Code of Criminal Procedure with following conditions:

- (i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with



the petitioner. The bailor will also undertake to inform the court if there is any change in the address of the petitioner.

(ii) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail bond will be liable to be cancelled.

(Madhuresh Prasad, J)

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