

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44660 of 2023

Arising Out of PS. Case No.-49 Year-2023 Thana- ARA MUFFSIL District- Bhojpur

Dharmendra Yadav @ Dheman Yadav Son Of Sadhu Yadav Resident Of
Village - Udaybhanpur, P.S. - Barhara, Distt. - Bhojpur Ar Ara

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/

Appearance :

For the Petitioner/s : Mr.Shashank Shekhar

For the Opposite Party/s : Mr.Anil Kumar Singh No. 1

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 26-07-2023 Heard the learned counsel for the petitioner and
learned APP for the State.

2. Let the defect(s), if any, be removed within a period
of four weeks from today.

3. The petitioner seeks bail in connection with Ara
Muffasil P.S. Case No. 49 of 2023 registered for the offence
under Sections 302 and 307 read with Section 34 of the Indian
Penal Code and under Sections 25(1-B)a, 26 and 35 of the Arms
Act.

4. As per the prosecution case four named and some
unknown persons opened fire in a Barat which caused fire arm
injuries to the informant and one Vindhyachal Prasad Gupta and
during the course of treatment Vindhyachal Prasad Gupta died.

5. Learned counsel for the petitioner submits that the
petitioner is not named in the FIR and the name of the petitioner
has come in the confessional statement of one Manoj Yadav and



Manoj Yadav has already been granted bail by this Court vide Cr. Misc. No. 41804 of 2023.

6. Learned counsel for the petitioner also submits that the petitioner is in custody since 18.04.2023.

7. Learned A.P.P. has vehemently opposed the prayer for bail.

8. Considering the aforesaid facts and the period of custody, this application for regular bail is allowed.

9. Let the petitioner, above named, be released on bail **after framing of charge if the charge is not framed yet** and on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned CJM, Bhojpur at Ara in connection with Ara Muffasil P.S. Case No. 49 of 2023.

10. The petitioner will visit Barhara Police Station on the first Sunday of each month. Any default in appearance at the Police Station would result in cancellation of bail bond of the petitioner.

(Sandeep Kumar, J)

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