

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43807 of 2023

Arising Out of PS. Case No.-450 Year-2022 Thana- ALOULI District- Khagaria

SHAMBHU YADAV, Son of Late Ramdeo Yadav, R/O Village- Bakuriya
P.S.- Nawhatta (Darhar O.P.) Dist- Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Viveka Nandsingh, Adv.

For the Opposite Party/s : Mr. Ram Bilash Roy Raman, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 25-07-2023 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. Petitioner seeks regular bail in connection with
Alauli P.S. Case No. 450 of 2022, dated 26.09.2022 registered
for the offences punishable under Sections 302, 307 and 504/34
of the Indian Penal Code.

3. The main submissions advanced by learned
counsel Mr. Viveka Nandsingh, appearing for the petitioner are
that the petitioner who is the own brother of the informant, is
not named in the FIR and the informant claimed to be the eye-
witness of the alleged commission of murder of his son but he
did not name this petitioner as an accused in the FIR and even in
the protest petition filed by him he did not reveal the role of this
petitioner in the alleged crime and admittedly a land dispute is



running in between both the parties owing to which he has been implicated in this case. Further submission is that the petitioner has been languishing in jail since 09.12.2022 having fair and clean antecedent.

4. Learned APP Mr. Ram Bilash Roy Raman appearing for the State has opposed the prayer for bail.

5. Having regard to the facts and circumstances of this case and considering the above submissions, in my opinion, it is a fit case for bail to the petitioner. Accordingly, let the petitioner named-above be enlarged 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 concerned Court in connection with Alauli P.S. Case No. 450 of 2022.

(Shailendra Singh, J.)

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