

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56972 of 2021

Arising Out of PS. Case No.-162 Year-2019 Thana- KHAIRA District- Jamui

BIKKU YADAV @ PINKU YADAV Son of Congress Yadav Resident of
Village- Bheemain, P.S.- Khaira, District- Jamui.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prakash Mahto

For the Opposite Party/s : Mr.Atul Chandra

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

6 22-06-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 441, 323, 307, 153A/34
of the Indian Penal Code and later on added Section 302 of the
IPC.

The allegation against the petitioner along with others
is of brutally assaulting the informant, when he was going to his
sister house. It is further alleged that during treatment the
informant died.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. There is general and omnibus allegation
against the petitioner and no specific overt act of assaulting



against him. During investigation, the brother of the informant namely, Md. Kalim did not disclose the name of the petitioner, which is mentioned in para-76 of the case diary. From the perusal of the Postmortem report, the doctor has not stated the cause of death and the FSL report shows no metallic, Alkaloidal, Glycosidal, Pesticidal and Volatile poison could be detected in the dark brown fluid. He is languishing in judicial custody since 01.07.2021.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Jamui in connection with Khaira P.S. Case No. 162 of 2019.

(Sunil Kumar Panwar, J)

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