

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57740 of 2023

Arising Out of PS. Case No.-281 Year-2023 Thana- AMARPUR District- Banka

MITHUN YADAV @ PRINCE YADAV SON OF LATE GOPAL YADAV R/o
vill - Janikpur, P.s. - Amarpur, Distt. - Banka. Permanent resident of vill -
Badi Mirjapur, P.s.- Kasim Bazar, dist. - Munger

... .. Petitioner/s

Versus

THE STATE OF BIHAR, PATNA

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Mukherjee

For the Opposite Party/s : Mr.Md. Ataur Rahman

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 11-09-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 302 and 120B of the
Indian Penal Code and Section 27 of the Arms Act.

3. As per prosecution case, the allegation is that co-
accused Ankit Kumar took his son away on a motorcycle. Later,
Co-accused persons Chandra Shekhar Singh and Sanjay Sao
also went. Some time later, information came that they have
killed his son. Accordingly, the FIR has been lodged.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case due to
dirty village politics. He has committed no offence. There is no



eye-witness to the alleged occurrence and it is only a case of last seen. On the basis of suspicion and due to his criminal antecedents, he has been implicated in the present case. He further submitted that the other co-accused has already been granted bail by a Co-ordinate Bench vide order dated 30.08.2023 passed in Cr. Misc. No. 57067 of 2023. He is languishing in judicial custody since 17.06.2023.

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

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, 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 Court below in connection with Amarpur P.S. Case No. 281 of 2023.

(Sunil Kumar Panwar, J)

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