

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64600 of 2023

Arising Out of PS. Case No.-287 Year-2022 Thana- SULTANGANJ District- Bhagalpur

Pramod Yadav Son of Late Saligram Yadav R/o vill - Tilakpur, P.S. -
Sultanganj, Distt. - Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajive Ranjan Singh, Advocate

For the Opposite Party/s : Mr.Shantanu Kumar, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 11-10-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Sultanganj P.S. Case No.287/2022, lodged on 17.08.2022 under
Sections 147, 148, 149, 341, 323, 385, 386,387, 504, 506, 307
of the Indian Penal Code and Section 27 of the Arms Act.

3. As per the prosecution case, the FIR has been
lodged against 9 named accused persons including the present
petitioner.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. There is
general and omnibus allegation against the petitioner and others.
The only specific allegation against Kare Yadav was to make
fire on the informant whereafter he became injured. He further



submits that similarly situated co-accused, namely, Mithun Yadav, Kako Yadav, Fatak Yadav @ Mukesh Yadav, and Mukesh Yadav have been granted regular bail by different co-ordinate Benches of this Court vide orders dated 12.05.2023, 28.02.2023, 11.08.2023 and 04.03.2023 passed in Criminal Miscellaneous No. 17458/2023, Criminal Miscellaneous No. 71274/2022, Criminal Miscellaneous No. 50101/2023 and Criminal Miscellaneous No. 73667/2022 respectively. He further submits that the petitioner is accused in one more criminal case in which he is on bail and he is in custody since 15.05.2023. He further submits that the chargesheet has already been submitted.

5. Learned APP for the State opposes the prayer for bail of the petitioner.

6. In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned ACJM, Bhagalpur, in connection with Sultanganj P.S. Case No. 287/2022, subject to the conditions as laid down U/s 437(3) Cr.P.C. as well as the following conditions:



(i) one of the bailor should be the family member of the petitioner who shall provide official document to show his *bona fide*;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail bonds by the Trial Court itself;

(iii) the petitioner shall appear before the concerned police station every month for one year to mark attendance;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidence, failing which the State shall be at liberty to take steps for cancellation of the bail bonds; and

(v) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of the bail bonds.

(Dr. Anshuman, J)

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