

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65772 of 2022

Arising Out of PS. Case No.-41 Year-2021 Thana- MAIGRA District- Gaya

RAJESH YADAV S/o Anant Yadav R/o Village- Harni Tant, P.S.- Maigra,
Distt- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Kumar Sinha, Advocate

For the Opposite Party/s : Mr. Dilip Kumar No.1, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 24-02-2023 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

Learned counsel for the petitioner undertakes to
remove the defect (s), as pointed out by the office, within a
period of four weeks.

The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 147, 148,
149, 341, 323, 354, 307 & 379 of the Indian Penal Code.

The allegation against this petitioner is that he
resorted firing with gun and all accused persons looted the
house hold article worth Rs.60,000/- from the house of the
informant.

It is submitted by learned counsel for the
petitioner that no such occurrence as alleged ever took place.



He has been falsely implicated in this case. There has been long standing dispute between the parties and both sides have filed cases against each other. Petitioner has four criminal antecedent as mentioned in para-3 of this application.

Learned APP for the State vehemently opposing the bail petition submitted that from perusal of the impugned order, it appears that there is ample evidence against the petitioner and seriousness of the nature of the allegation, the petitioner does not deserve anticipatory bail.

Considering the facts and circumstances of case, I am not inclined to enlarge the petitioner on anticipatory bail. The prayer for anticipatory bail of the petitioner is hereby rejected. However, if the petitioner surrenders before the learned Court below within six weeks from today and seek regular bail, the learned Court below would pass order in accordance with law without being prejudiced by this order.

(Anjani Kumar Sharan, J)

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