

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67148 of 2022

Arising Out of PS. Case No.-298 Year-2021 Thana- RAMNAGAR District- West Champaran

JITENDRA YADAV Son of Manan Yadav R/V- Jogiya, P.S- Ramnagar, Dist-
West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arvind Kumar, Adv.

For the Opposite Party/s : Mr.Md. Fahimuddin, APP.

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 19-01-2023 Heard learned counsel for the petitioner and learned A.P.P. for
the State.

The petitioner apprehends his arrest in a case registered for
the offences punishable under Sections 302, 328/34 of the Indian
Penal Code.

The prosecution story, in short, is that petitioner called the
husband of the informant i.e. deceased from his house to the house of
co-accused Bunna Yadav where Akhilesh Ram and Awadhesh Ram
served him some inedible substances and after consuming the same,
his condition began deteriorating and subsequently he died.

It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has committed no offence. He has
been falsely implicated in this case due to ulterior motive. No such
occurrence as alleged ever took place. It is further submitted that
after investigation, police has filed final form against the petitioner.
During the course of investigation, police has not found the case



true against the petitioner. Though the petitioner was not sent up for facing trial by the police yet learned S.D.J.M., Bagaha, West Champaran took cognizance against the petitioner differing with the finding of the investigation agency. Petitioner has no criminal antecedent as mentioned in para-3 of this application.

Learned APP for the State opposed the prayer for bail. Having regard to the facts and circumstances of the case, since the final form has been filed by the police against the petitioner, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Ramnagar P.S. Case No. 298 of 2021, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

divyanshi/-

U		T	
---	--	---	--

