

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69431 of 2023

Arising Out of PS. Case No.-112 Year-2023 Thana- AGIAON District- Bhojpur

Dharmendra Yadav @ Dharmendra Singh @ Bedan son of Kamla Yadav
Village- Dubauli P.S.- Agion (G) Dist- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anant Kumar Pandey, Advocate
For the Opposite Party/s : Mr. Anil Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 01-11-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with Agion (G) P.S. Case No. 112 of 2023 instituted under Sections 147, 149, 341, 323, 324, 307, 379, 504 of the Indian Penal Code read with Section 27 of Arms Act.

3. As per the prosecution case, petitioner along with other co-accused persons came with *lathi*, *danda* and other arms and assaulted the prosecution side. Allegation against the petitioner is that on his order co-accused Rajesh Yadav @ Kukku fired on the nephew of the informant causing firearm injury on his right hand and chest.

4. Learned counsel for the petitioner submits that allegation against the petitioner is after thought. He has falsely



been implicated in this case due to previous enmity. Specific allegation is against co-accused persons Rajesh Yadav @ Kukku and Birendra Yadav @ Binaul and they are in judicial custody. Petitioner has no criminal antecedent.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned concerned Court where the case is pending in connection with Agion (G) P.S. Case No. 112 of 2023, subject to the conditions laid down under Section 438 (2) of the Code of Criminal Procedure, 1973.

(Sunil Dutta Mishra, J)

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