

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.69102 of 2022**

Arising Out of PS. Case No.-86 Year-2022 Thana- PATORI District- Samastipur

YUGAL KISHOR RAI Son of Late Damodar Rai R/v- Sahpur Undi, P.S.-  
Patory, Dist- Vaishali

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Anil Kumar

For the Opposite Party/s : Mr. Surendra Kumar

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN**  
**ORAL ORDER**

2      27-02-2023                      Heard learned counsel for the petitioner and learned  
A.P.P. for the State.

The petitioner apprehends his arrest in Patory P.S.  
Case No. 86 of 2022 registered for the offences punishable  
under Section 302/34 of the Indian Penal Code.

Some unknown miscreants are said to have  
committed the murder of father of the informant.

It is submitted by learned counsel for the petitioner  
that no such occurrence as alleged ever took place. Petitioner  
has been falsely implicated in this due to previous enmity.  
Petitioner is not named in the F.I.R. but his name has been  
surfaced on the basis of confessional statement of co-accused  
Kundan Kumar. The allegation levelled against the petitioner  
is not specific rather general and omnibus in nature. Petitioner



has no concern with co-accused Kundan Kumar. Petitioner has no criminal antecedent.

Learned APP for the State vehemently opposing the bail petition submitted that considering the seriousness of the allegation, the petitioner does not deserve anticipatory bail.

Considering the facts and circumstances of case as well as the nature of the allegation, 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)**

Trivedi/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

