

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74832 of 2022

Arising Out of PS. Case No.-232 Year-2018 Thana- KAUWAKOL District- Nawada

KAMLESH YADAV S/O BHUNESWAR YADAV Resident of village-
Benipur, P.S.- Rupo (O.P.), District- Nawada.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ranjay Kumar Singh

For the Opposite Party/s : Mr.Ram Bilash Roy Raman

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 18-05-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 147, 148, 149, 307 of
the Indian Penal Code and Section 27 of the Arms Act.

As per prosecution case, when the informant, his son
and his family members sitting at the door then all accused
person named in the FIR, came co-accused Ravindra Yadav and
Ramasish Yadav started firing on the informant's son due to
which he sustained injury in his hand. Co-accused Dharmendra
Yadav and Chando Yadav fired upon the informant's cousin
namely, Dalpati Yadav. The other co-accused firing wit rifle
guns in their respective hands.

It is submitted by learned counsel for the petitioner



that petitioner has been falsely implicated in this case. He has committed no offence. There is no specific allegation of firing against the petitioner rather the specific allegation of firing is against co-accused persons, who fired upon the informant's side due to which the informant's side sustained injuries. There is no specific overt act against the petitioner of firing. He is languishing in judicial custody since 23.08.2022.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Nawada in connection with Kauwakol P.S. Case No. 232 of 2018.

(Sunil Kumar Panwar, J)

arish/-

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

