

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4204 of 2023

Arising Out of PS. Case No.-163 Year-2017 Thana- SAHEBPUR KAMAL District-
Begusarai

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VIJAY YADAV SON OF LATE BHODUR YADAV R/O VILLAGE-
SRINAGAR, P.S.- SAHEBPUR KAMAL, DISTRICT- BEGUSARAI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prem Kumar
For the Opposite Party/s : Mr. Gulnar Begum

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 26-04-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in a case registered
for the offence punishable under sections 302/34/120B of the
Indian Penal Code and section 27 of the Arms Act.

Prosecution case relates to commission of murder of
the informant's husband by the accused persons. Co-accused
Vijay Yadav is order giver and on his order co-accused Ajay
Yadav opened fire. It is further alleged that petitioner was the
member of unlawful assembly.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. Specific
allegation of opening fire is against Ajay Yadav and not against



the petitioner. Similarly situated other accused person has already been enlarged on bail by another coordinate Bench of this Court vide order dated 2.4.2019 passed in Cr. Misc. No. 20275 of 2019. petitioner is languishing in judicial custody since 11.08.2022.

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 Additional Sessions Judge IX, Begusarai in connection with Sahebpur Kamal P.S. Case No. 163 of 2017.

(Sunil Kumar Panwar, J)

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