

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3229 of 2023

Arising Out of PS. Case No.-129 Year-2022 Thana- MUFFASIL District- Aurangabad

Jatu Yadav @ Chitranjan Yadav Son Of Dularchand Yadav @ Gulabchand
Yadav R/O Vill.- Bagiya, P.S.- Imamganj, Distt.- Gaya, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ram Kumar Singh

For the Opposite Party/s : Mr.Nagendra Prasad

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 22-06-2023 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 302, 120(B)
of the Indian Penal Code.

According to F.I.R., the allegation against the
petitioner along with others is of killing the brother of the
informant.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in this case. The petitioner is not named
in the F.I.R. There is no eye witness in this case. His name has
been transpired on the basis of confessional statement of co-
accused Sunil Kumar Yadav before the police which has not
evidentiary value in the eye of law. Neither the petitioner has



been put on T.I.P. till date nor any incriminating article has been recovered from the conscious possession of the petitioner. There is no consistent evidence against the petitioner which shows his involvement in the alleged offence. He has got no criminal antecedent. It is further submitted that the petitioner is languishing in judicial custody since 01.08.2022.

Learned APP appearing for the state and learned counsel for the informant have opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Aurangabad Muffasil P.S. Case No. 129 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Aurangabad.

(Sunil Kumar Panwar, J)

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