

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11594 of 2024

Arising Out of PS. Case No.-28 Year-2012 Thana- SAMHO District- Begusarai

Birju Yadav S/O BHAGWAN YADAV R/o VILLAGE- JAGAN SAIDPUR,
PS.- SHAMHO, DIST. BEGUSARAI.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sabal Kumar Jha, Advocate

For the Opposite Party/s : Mr.Bhanu Pratap Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 03-04-2024 Heard Mr.Sabal Kumar Jha, learned counsel for the

petitioner and Mr.Bhanu Pratap Singh, learned Additional

Public Prosecutor for the State.

2. The petitioner seeks bail, who is in custody since
15.02.2022 in connection with Shamho P.S. Case No. 28 of
2012, F.I.R. dated 14.06.2012 registered for the offence
punishable under Sections 302/34 of IPC and Section 27 of
Arms Act.

3. Earlier the prayer for bail of the petitioner was
rejected vide order dated 29.03.2023 passed in Cr. Misc.
No.62033 of 2022. The petitioner again moved before this Court
in Cr. Misc. No.74792 of 2023 which was dismissed as
withdrawn vide order dated 10.11.2023. Thereafter, the
petitioner has filed the present bail petition.



4. Learned A.P.P. for the State, on other other hand, has vehemently opposed the prayer for bail of the petitioner and submits that from a bare perusal of the FIR it appears that the allegation against the petitioner is that he fired upon the husband of the informant due to which he died and medical evidence also supports the allegation as alleged in the FIR and apart from that, the petitioner was named in the FIR but he was absconder for the period of about ten years and lastly he has surrendered in February 2022.

5. Considering the aforesaid fact, I am not inclined to enlarge the petitioner on bail in connection with Shamho P.S. Case No. 28 of 2012 pending in the court of learned J.M. 1st Class, Begusarai.

6. Prayer is refused.

(Rajesh Kumar Verma, J)

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