

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11848 of 2024

Arising Out of PS. Case No.-13 Year-2022 Thana- CHANAN District- Lakhisarai

Devan Yadav @ Degan Yadav @ Ramji @ Ramji Yadav Son of Basudev
Yadav Resident of Village- Mahulia, P.S.- Chanan, District- Lakhisarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajesh Kumar, Advocate
For the State : Mr.Amitesh Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 01-03-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Chanan
P.S. Case No. 13 of 2022 registered for the offence punishable
under Sections 364(A)/34 of the Indian Penal Code; Section 27
of the Arms Act and Sections 18 and 20 of the UAP Act.

3. The following order was passed on 19.10.2023 in
Cr. Misc. No. 68486 of 2023:

*“Heard Sri Manoj Kumar, learned
counsel for the petitioner and Sri Navin Kumar
Pandey, learned APP for the State.*

*2. This application for grant of
regular bail arises out of Chanan P.S. Case
No.13 of 2022 registered for the offence
punishable under Sections 364-B/34 of the
Indian Penal Code and under Section 27 of the
Arms Act.*

*3. The allegation against the
petitioner is that he along with 30-40 accused
persons, who are naxals, have kidnapped Ramji
Yadav and his son Dharmvir Kumar @*



Kumkum for extortion. Subsequently, the said persons were recovered.

4. It appears that the petitioner is involved in Naxal activities and is being prosecuted under the U.A.P. Act also. The petitioner is in custody since 13.07.2023.

5. Considering the seriousness of allegation levelled against the petitioner and also the fact that kidnapping for ransom is punishable with capital punishment, I am not inclined to grant the petitioner privilege of regular bail. This application is, accordingly, rejected.

6. The trial Court is directed to expedite the trial of all the accused persons of this case including this petitioner.

7. Let a copy of this order be communicated to the District Judge, Lakhisarai forthwith through FAX or e-mail for its compliance.”

4. The prayer for bail of the petitioner has been renewed again.

5. I see no reason to review my earlier bail order and also in view of the law laid down by the Hon’ble Supreme Court in the case of **Gurwinder Singh vs. State of Punjab and Another** reported in **2024 SCC Online SC 109**.

6. Accordingly, this application stands dismissed.

7. The Court below is directed to expedite the trial.

(Sandeep Kumar, J)

P. Kumar

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