

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19056 of 2024

Arising Out of PS. Case No.-178 Year-2023 Thana- BEN P.S. District- Nalanda

Sanjay Yadav Son of Late Shivnandan Yadav Resident of Village- Karyara,
P.S.- Ben, District- Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Sujata Sinha, Advocate
For the State : Mr. Sanjay Kumar, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 15-03-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Ben
P.S. Case No. 178 of 2023 instituted for the offence under
Sections 147, 148, 149, 307 & 504 of the Indian Penal Code and
Section 27 of the Arms Act.

3. Prosecution case in a nutshell is that petitioner
along with 10 accused persons were ploughing in the field of
informant and on protest by the informant, they started firing
upon the informant, but he could not sustained injury.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 28-12-2023. Petitioner
bears three criminal antecedents, as per disclosure made in



paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. It is submitted that nobody has sustained any injury in the occurrence. There is subsisting land dispute between the parties. Petitioner and informant are agnates.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner, subsisting land dispute between parties and no injury, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Ben P.S. Case No. 178 of 2023.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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