

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21351 of 2024**

Arising Out of PS. Case No.-254 Year-2023 Thana- UDAKISHUNGANJ District-
Madhepura

Raju Yadav @ Raja @ Raja Yadav Son of Late Ramchandra Yadav Resident
of Village-Mohanpur, P.S.- Bihariganj, Dist.- Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Dr. Sanjay Kumar Singh, Advocate
For the Opposite Party/s : Mr. Dinesh Singh, APP

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

ORAL ORDER

2 22-03-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in Udakishuganj P.S. Case
No. 254 of 2023, instituted for the offences punishable under
Sections 302, 120(B) of the Indian Penal Code and Section 27
of the Arms Act.

3. The prosecution case, in short, is that, son of the
informant was returning home in the evening hours, the
miscreants sitting in ambush shot bullet at him and fled away
from the spot.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. The petitioner is not named in the F.I.R. and the



informant is not the eye witness of the alleged occurrence. Name of the petitioner has transpired from the confessional statement of co-accused Jay Jay Sahni. Learned counsel for the petitioner further submits that the petitioner is in judicial custody since 26.08.2023 and has got eight criminal antecedents in which the petitioner is on bail in all the cases. It is lastly submitted that Charge-sheet has already been submitted in the present case.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and taking into account the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Udakishuganj P.S. Case No. 254 of 2023, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date



fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

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