

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32538 of 2023

Arising Out of PS. Case No.-62 Year-2021 Thana- KHAIRA District- Jamui

Surendra Yadav @ Suren Yadav S/O Patru Yadav Resident Of Village-
Jagarnathdih, P.S.- Khaira, District- Jamui.

... .. Petitioner/S

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajesh Kumar Sinha, Advocate

For the Opposite Party/s : Mr. Dr. Mrityunjaya Kr.Gautam, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 09-12-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. Petitioner is apprehending his arrest in connection with
Khaira P.S. Case No.62 of 2021, registered for the offence
punishable u/s 307, 504, 34 of IPC and 27 of Arms Act.

3. Allegedly, petitioner along with other co-accused persons
came to the informant, petitioner took out his revolver and fired
upon the informant.

4. It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has not committed any offence.
He has been falsely implicated in this case due to village
politics. On perusal of the FIR, it appears that petitioner open
fired in the air and no one has sustained any bullet injury. It is
further submitted that other co-accused persons have been



granted anticipatory bail by the learned court below. Petitioner has no criminal antecedent as mentioned in para 3 of the bail application.

5. Learned APP for the State opposed the prayer for bail by submitting that there is specific allegation of firing upon the informant against the petitioner.

6. Considering the aforesaid facts and circumstances and the fact that there is specific overt act attributed against the petitioner, I am not inclined to enlarge the petitioner on bail. The prayer for grant of anticipatory bail on his behalf is hereby rejected.

7. This application is accordingly dismissed.

(Anjani Kumar Sharan, J)

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