

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30272 of 2024

Arising Out of PS. Case No.-1372 Year-2023 Thana- NAWADA District- Nawada

Subodh Kumar @ Subodh Yadav S/O Ramchandra Prasad Yadav R/O
Village- Sartkiya, P.S- Hisua, Distt.- Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Deepak Kumar

For the Opposite Party/s : Mr. Jharkhandi Upadhyay

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 09-08-2024 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner seeks bail in a case registered for the
offences punishable under Sections 365, 302 and 34 of the
Indian Penal Code.

3. Learned counsel for the petitioner submits that
petitioner has antecedent of one case. It is next submitted that
from perusal of the allegation as alleged in the F.I.R., it would
manifest that the informant alleges that on 22.07.2023, his
father, Makbul Ansari, was getting ready for visiting Ajmer
Sharif Dargah, further at about 09:00 AM, Akhilesh Yadav came
to his house and said that he would help his father board the
train at Gaya, thereafter, his father accompanied him, it is next
alleged that sister of the informant Hasiba Khatoon called from
her mobile number 7870832159 on mobile of Akhilesh when he
replied that her father had boarded Mahabodhi Express, it is also



alleged that after some times when no information came, the informant called Akhilesh, but his mobile was switched off and when he contacted him on his another mobile, then he disclosed that his father would come back, thus, alleges that based on suspicion that Akhilesh with help of other accused persons might have kidnapped his father and may have killed him.

4. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case based on suspicion. It is next submitted that U.D. Case No. 10 of 2023 dated 23.07.2023 was registered at Wazirganj P.S. as a dead body of a male was recovered from railway track near Jamuawan railway station and the said dead body was of the father of the informant. It is next submitted that petitioner is not named in the FIR and he came to be implicated during the course of investigation based on the fact that he had purchased a piece of land from the wife of one Mukesh Yadav, it is submitted that said Mukesh Yadav had purchased the said piece of land which is sold to the petitioner from the deceased, but then it is alleged that Mukesh Yadav had fraudulently purchased the land from the deceased in name of his wife. It is thus submitted that the entire allegation hinges around suspicion. It is further submitted that petitioner is in custody since 12.01.2024



and charges have been framed and the petitioner will cooperate in the trial.

5. Learned A.P.P. for the State opposes the prayer for regular bail of the petitioner.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, be released on regular bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Nawada Town P.S. Case No. 1372 of 2023.

7. It is made clear that in the event if the learned Trial Court comes to a conclusion that petitioner, after his release, is trying to delay the trial in any manner, in that event, the learned Trial Court shall be at liberty to cancel his bail bonds forthwith after recording reasons.

8. Accordingly, the instant regular bail application stands allowed.

(Satyavrat Verma, J)

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