

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40425 of 2024

Arising Out of PS. Case No.-12 Year-2023 Thana- BANMANKHI District- Purnia

GURUDEV YADAV SON OF LATE SHIVAN YADAV Resident of Village-
Pipra, Ward No.- 03, P.S- Banmankhi, District- Purnea.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. N. K. Agrawal, Sr. Advocate Mr. Bijendra Kumar Singh, Advocate
For the Opposite Party/s	:	Mr. Amitesh Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 23-08-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. Petitioner seeks regular bail in connection with
Suppl. Banmankhi P. S. Case No. 12 of 2023 in a case registered
for the offences punishable under Sections 147, 148, 149, 323,
302 of the Indian Penal Code.

3. Prosecution case, in brief, is that all the 9 F.I.R.
named accused persons including this petitioner, armed with
iron rod, lathi, khanti, assaulted informant and her family
members due to which mother-in-law of informant sustained
head injury and died on the spot.

4. Learned counsel for the petitioner submits that
allegation of assault against the petitioner is general and



omnibus and post-mortem report does not support the prosecution case. It is further submitted that three other similarly situated co-accused persons have already been granted anticipatory bail by co-ordinate Bench of this Hon’ble Court *vide* order dated 30.01.2024 passed in Cr. Misc. No. 53049 of 2023. Petitioner is in custody since 03.04.2024 and claims clean antecedent.

5. Learned A.P.P. for the State vehemently opposes the bail application.

6. Considering the aforesaid facts and circumstances of the case and period of custody, the bail application is allowed. Let the above named petitioner be released on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate 1st, Purnea in connection with Banmankhi P. S. Case No. 12 of 2023.

(Prabhat Kumar Singh, J)

Navya/-

U		T	
---	--	---	--

