

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58646 of 2024

Arising Out of PS. Case No.-625 Year-2022 Thana- GOPALPUR District- Bhagalpur

Rahul Yadav son of Kailash yadav @ Faishon @ Faishon Yadav Village-
Latra, P.S-Gopalpur, District-Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjan Kumar Jha, Adv.

For the Opposite Party/s : Mr. Bharat Bhushan, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 31-08-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Gopalpur (Rangra) P.S. Case No. 625 of 2022 dated 14.12.2022,
lodged under Sections 302, 34 of the Indian Penal Code read
with section 27 of the Arms Act.

3. As per the prosecution case, FIR has been lodged
against four named accused persons against whom there is an
allegation that they have killed the informant's brother.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. Counsel
also submits that the petitioner is not named in the FIR and his
name has been transpired in this case by virtue of the
confessional statement of the co-accused. Counsel further



submits that the criminal antecedent of the petitioner is not clean as there are 11 criminal cases pending against him in which in five cases, he is on bail and in rest six cases, he is persuading for bail. The petitioner is in custody since 12.06.2024 in the present case. Counsel submits that other co-accused persons have been granted bail by the Co-ordinate Bench of this Court which is annexed as Annexure-2 series as well by this Court *vide* order dated 05.07.2024 passed in Cr. Misc. No.20964 of 2024.

5. Learned APP for the State opposes the prayer for bail of the petitioner.

6. In the present facts and circumstances of this case, let the petitioner above named be granted bail, but only after framing of charge, if not framed as well as on being satisfied by the Trial Court that the petitioner is not absconding in any of the cases pending against him whose details are mentioned below, and on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-III, Naugachia, Bhagalpur in connection with Gopalpur (Rangra) P.S. Case No. 625 of 2022, subject to the conditions as laid down U/s 437(3) Cr.P.C.

7. Pending cases against the petitioner are as follows:-

- Naugachia P.S. Case No.80 of 2024



- Naugachia P.S. Case No.83 of 2017
- Naugachia P.S. Case No.126 of 2020
- Naugachia P.S. Case No.33 of 2023
- Gopalpur P.S. Case No.110 of 2013
- Gopalpur P.S. Case No.25 of 2020
- Gopalpur P.S. Case No.114 of 2020
- Gopalpur P.S. Case No.120 of 2020
- Gopalpur P.S. Case No.20 of 2021
- Gopalpur P.S. Case No.41 of 2021
- Nath Nagar P.S. Case No.83 of 2017.

(Dr. Anshuman, J)

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