

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78236 of 2024

Arising Out of PS. Case No.-77 Year-2024 Thana- CHANDI District- Bhojpur

Laxman Yadav Son of Late Ramun Yadav Resident of Village- Rampur, P.S.-
Chandi, District- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shiv Prasad Gupta, Advocate

For the Opposite Party/s : Ms. Pushpa Sinha, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 21-11-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with
Chandi P.S. Case No. 77 of 2024 for the offence punishable
under sections 147, 148, 149, 323, 341, 504, 302 of the Indian
Penal Code and Sections 25(1-B)(a), 26, 27 and 35 of the Arms
Act.

3. The prosecution case, in brief, is that on 21.06.2024
at about 8:00 p.m., this petitioner along with other accused
persons came at the door of the informant and started abusing
him and on protest, co-accused Kaushal opened fire which hit
on the chest of the son of informant, as a result of which he
sustained injury. Thereafter, the accused persons fled away. The
injured was rushed to Sadar Hospital, Ara for treatment but was



declared dead.

4. Learned counsel for the petitioners submits that petitioners are innocent and have been falsely implicated in this case merely on suspicion. The specific accusation of firing is against co-accused Kaushal. No specific over act is alleged against this petitioner. The allegation levelled against the petitioner is general and omnibus in nature.

5. Learned APP for the State opposes prayer for anticipatory bail and submits that similarly situated co-accused Munna Kumar has been granted regular bail by a Co-ordinate Bench of this Court *vide* order dated 29.10.2024 passed in Cr. Misc. No. 76757 of 2024. Hence, it is not the fit case of anticipatory bail.

6. Having considered the submissions advanced on behalf of the parties, material available on record and the fact that no specific over act is alleged against this petitioner, let the above named petitioner, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of the learned lower Court where the case is pending/successor Court in



connection with Chandi P.S. Case No. 77 of 2024, subject to the
condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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