

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82197 of 2023

Arising Out of PS. Case No.-81 Year-2023 Thana- TRIVENIGANJ District- Supaul

Amit Yadav S/O Shivji Yadav Resident Of Kupariya, Ward No. 01, Nagar
Parishad Triveniganj, P.S. Triveniganj, Dist.- Supaul

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kumar Goutam, Advocate

For the Opposite Party/s : Mr. Anuj Kumar Shrivastava, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 09-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Triveniganj P.S. Case No. 81 of 2023, registered for the offences
punishable under Sections 302/34 of the Indian Penal Code and
Section 27 of the Arms Act.

3. The allegation against the petitioner is that he has
fired upon informant's uncle from his pistol due to which he
died.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case. He further submits that there is no overt act alleged against
the petitioner save and except that petitioner was at the place of
occurrence with pistol but there is no complicity of petitioner in



the said happening. The main allegation of firing is on co-accused Pappu Yadav who fired upon Shobhakant Yadav @ Sanjay Yadav by his pistol. Petitioner has two criminal antecedents. Learned counsel also submits that petitioner is in jail custody since 20.07.2023 after surrendered before Court below. It is also submitted that charge has already been framed in this case and there is no chance of absconding of the petitioner or tampering with the evidence.

5. Learned APP for the State has opposed the prayer for regular bail of the petitioner.

6. Considering the facts and circumstances of the case and submission of learned counsel for the parties, and period of custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate- 1st, Supaul in connection with Triveniganj P.S. Case No. 81 of 2023.

(Sunil Dutta Mishra, J)

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