

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.82992 of 2023**

Arising Out of PS. Case No.-77 Year-2023 Thana- MALI District- Aurangabad

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1. PINTU YADAV @ PINTU KUMAR Son of Awadhesh Yadav @ Avadesh Yadav R/o vill - Bisai, P.S. - Mali, Distt. - Aurangabad
  2. SONU YADAV @ SONU KUMAR Son of Awadhesh Yadav @ Avadesh Yadav R/o vill - Bisai, P.S. - Mali, Distt. - Aurangabad

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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**Appearance :**

|                            |                            |
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| For the Petitioner/s :     | Mr.Aman Vishal, Adv.       |
| For the Opposite Party/s : | Mr.Jai Narain Thakur, APP. |
|                            | Mr. Sanjay Kumar, Adv.     |

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**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN**  
**ORAL ORDER**

2      05-01-2024      Heard learned counsels for the parties.

2. The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 302, 34 of the Indian Penal Code, 1860 and Section 27 of the Arms Act, 1959.

3. Allegedly, upon instigation by all the accused persons, co-accused Guddu @ Niranjan Yadav fired upon the father of the informant as a result of which he died on the spot.

4. It is submitted by learned counsel for the petitioners that petitioners are quite innocent and have committed no offence. No such occurrence as alleged ever took place. They have been falsely implicated in this case due to ulterior motive.



The allegation levelled against the petitioners is not specific rather general and omnibus in nature. There is specific overt act against co-accused Guddu @ Niranjan Yadav. At best, the petitioners can be said the members of the mob. Petitioners have one criminal antecedent as mentioned in para-3 of this application.

5. Learned APP for the State as well as learned counsel for the informant opposed the prayer for bail.

6. Having regard to the facts and circumstances of the case, as there is no specific overt act against the petitioners, let the above named petitioners, 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 Court below where the case is pending/successor Court in connection with Mali P.S. Case No. 77 of 2023, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

**(Anjani Kumar Sharan, J)**

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