

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.83152 of 2023**

Arising Out of PS. Case No.-66 Year-2023 Thana- KHAIRA District- Jamui

=====

BRAHMADEO YADAV @ BRAHMANAND YADAV S/o Mathura Yadav  
R/o Village-Bela, P.S-Khaira, District-Jamui.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Pramod Kumar, Adv.

For the Opposite Party/s : Mr.Pramod Kumar Pandey, APP

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

2      08-01-2024              Heard learned counsel for the petitioner and learned  
Additional Public Prosecutor for the State.

2.      The petitioner apprehends his arrest in a case registered  
for the offence punishable u/s 384, 386, 307 and 34 of the IPC  
and 27 of the Arms Act.

3.      Allegedly, the F.I.R. named accused persons including the  
petitioners and 5-6 unknown persons came at Balu Ghat and  
began assaulting the employee and fired 5-6 round and  
committed loot of Rs.Nine Lakh from the truck.

4.      It is submitted by learned counsel for the petitioner that  
petitioner is quite innocent and has committed no offence. He  
has been falsely implicated in this case due to grudge. No such  
occurrence, in the manner as alleged, has ever taken place. The  
allegation leveled against the petitioner is not specific rather



general and omnibus in nature. It is submitted that some of the co-accused have been granted anticipatory bail by the Court below itself on the basis that there is a compromise between the parties. Petitioner has six criminal antecedent.

5. Learned APP for the State opposed the prayer for bail.

6. Having regard to the facts and circumstances of the case, since there is no specific overt act against the petitioner, let the above named petitioner, be released on bail, in the event of his 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) 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 Khaira P.S. Case No.66 of 2023, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

**(Anjani Kumar Sharan, J)**

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