

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86089 of 2023

Arising Out of PS. Case No.-89 Year-2023 Thana- KONCH District- Gaya

Mohan Yadav Son of Late Tetar Yadav Resident of Village - Persawan Tola
Rampur PS - Konch , District -Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Syed Mojibur Rahman, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 16-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Konch P.S. Case No. 89 of 2023 for the offences registered
under Sections 147, 148, 149, 323, 307 and 302 of the Indian
Penal Code.

3. As per the prosecution case, on the date of
occurrence petitioner along with other accused persons
variously armed with weapon came at the house of informant
and caused serious injury to his family members due to which
wife of informant died.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has been falsely implicated in this
case. The allegation levelled against the petitioner is not specific



rather general and omnibus in nature. Specific allegation is against co-accused Mithilesh Kumar who assaulted the wife of informant. There is no eye-witness to the occurrence. Petitioner, who is aged about 73 years, has no criminal antecedent. He is in custody since 04.09.2023. It is further submitted that similarly situated co-accused persons have already been granted bail by a co-ordinate Bench of this Court, vide order dated 08.09.2023 passed in Cr. Misc. Nos. 29993 of 2023 and 31131 of 2023.

5. Learned counsel appearing on behalf of the State opposes the prayer for grant of bail to the petitioner.

6. Considering the submissions made on behalf of the parties, facts and circumstances of the case and period of custody, let the petitioner, named above, be enlarged on bail upon furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned concerned Court where the case is pending in connection with Konch P.S. Case No. 89 of 2023.

(Sunil Dutta Mishra, J)

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