

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7040 of 2024

Arising Out of PS. Case No.-121 Year-2023 Thana- DHANAHA District- West Champaran

Kamal Yadav Son of Late Ramdhari Yadav Resident of Village Mushari Baira
Bajar PS Dhanaha Distt.- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prerna Anand, Advocate

For the Opposite Party/s : **Mr. Shailendra Kumar, APP**

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 17-02-2024

1. Heard learned counsel for the petitioner and
for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Dhanaha P.S. Case no. 121 of 2023 registered under sections 302, 307, 324, 379, 506, 147, 148, 149, 341 and 120B of the Indian Penal Code.

3. As per the prosecution case, twelve named accused persons are said to have come variously armed. It is further stated that on the orders of Hira Yadav, Amal Yadav gave knife blow in the stomach of his father as a result which he died during course of treatment. Amal Yadav was caught at the place of occurrence. It is stated that the other accused managed to escape.

4. Learned counsel for the petitioner submits that



even as per the F.I.R the allegation against the petitioner is general and omnibus in nature. The specific allegation of giving knife blow is on Amal Yadav and not the petitioner herein. The petitioner is in custody since 7.7.2023 and charge-sheet has been submitted in the case.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and taking into consideration the allegations in the F.I.R, the specific allegation of giving knife blow on the father of the informant leading to his death being on Amal Yadav and not the petitioner herein together with the petitioner having remained in custody for seven months since 7.7.2023 and charge-sheet having been submitted in the case, the petitioner is directed to be enlarged on bail in connection with Dhanaha P.S. Case no. 121 of 2023, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate- 1st Class, Bagaha, West Champaran.

(Partha Sarthy, J)

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