

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3815 of 2024**

Arising Out of PS. Case No.-338 Year-2023 Thana- RANIGANJ District- Araria

Bhavesh Yadav @ Bhavesh Kumar Son of Sri Lakshmi Yadav Resident of
Village- Belsara, Ward No. 01, Ps- Raniganj, Distt- Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Yogendra Kumar Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 30-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Raniganj P.S. case No. 338 of 2023 instituted for the offences
under Sections 302, 120B, 34 of the Indian Penal Code and
Section 27 of the Arms Act.

3. As per the prosecution case, on the date of
occurrence, accused persons armed with various weapons came
at the door of informant and when the son of the informant
opened the door, co-accused, namely Madhav Yadav @ Lat
Sahab fired upon his son causing gunshot injury due to which he



died on the spot.

4. It has been submitted on behalf of the petitioner that the petitioner is in custody since 19.08.2023 and has four criminal antecedents but he is on bail in all the cases. The petitioner has falsely been implicated in the present case. Learned counsel for the petitioner submits that there is no specific allegation against this petitioner rather general and omnibus allegation has been made against him. The specific allegation of firing is alleged against co-accused Madhav Yadav @ Lat Sahab. Similarly situated co-accused person has already been granted bail by a Coordinate Bench of this Court vide order dated 11.01.2024 passed in Cr. Misc. No. 82383 of 2023.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, the period of custody undergone by the petitioner and claim based on parity, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Raniganj P.S. case



No. 338 of 2023.

(Rudra Prakash Mishra, J)

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