

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9470 of 2025**

Arising Out of PS. Case No.-197 Year-2011 Thana- BAUNSI District- Banka

Krishnadeo Yadav @ Krishnadev Yadav @ Krishandev Yadav S/O Jagarnath
Yadav Resident Of Narchatari, P.S-Bounsi, Distt.- Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

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

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

4 16-05-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in connection with S. T.
No. 01 of 2025 arising out of Bounsi P.S. Case No. 197 of 2011
dated 24.12.2011 instituted for the offence punishable under
Sections 341, 323, 376, 379, 504/34 of the Indian Penal Code.

3. As per the prosecution case, the petitioner
committed rape with the complainant/informant and allegation
against the co-accused Kuldeep Yadav is that he snatched some
ornaments from the informant and also threatened the
informant.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and he has been falsely implicated in this
case. Learned counsel for the petitioner submits that the



complaint has been filed on 23.08.2006 and the F.I.R. has been lodged in the year 2011. It is further submitted that after investigation, the I.O. has filed chargesheet under Section 323, 504 of the Indian Penal Code, but learned Magistrate took cognizance under Section 341, 323, 376, 379, 504/34 of the Indian Penal Code. It is further submitted that the occurrence took place in the background of land dispute between the parties. It is submitted that victim was not examined under Section 183 of B.N.S.S. and was also not medically examined by the doctor. Learned counsel for the petitioner further submits that similarly situated co-accused, Kuldeep Yadav has been granted bail vide order dated 01.10.2024 passed by a co-ordinate Bench of this Court in Criminal Miscellaneous No. 67250 of 2024. Lastly, it has been submitted that the petitioner is in custody since 12.12.2024 having one criminal case under Forest Act against him. Charge-sheet has been submitted in the case.

5. Learned A.P.P. for the State opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner be released on bail upon furnishing bail bonds of



Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Additional District & Sessions Judge-1 -cum Special Judge, SC/ST Act, Banka in connection with S.T. No. 01 of 2025 arising out of Bounsi P.S. Case No. 197 of 2011.

(Khatim Reza, J)

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