

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9424 of 2025

Arising Out of PS. Case No.-239 Year-2022 Thana- AMARPUR District- Banka

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Pankaj Yadav @ Fukul Yadav S/o- Tunni Yadav @ Tuneshwar Yadav Village-
Barijankipur Ps- Amarpur Dist- Banka Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Singh, Advocate

For the Opposite Party/s : Mr. Umesh Lal Verma, APP

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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
Amarpur P.S. Case No. 239 of 2022/ S.Tr. No. 494/2024 dated
29.04.2022, instituted for the offence punishable under Sections
302/34 of the Indian Penal Code and Section 27 of the Arms
Act.

3. As per the prosecution case, ten named accused
persons including the petitioner herein are said to have come
variously armed and one co-accused Ram Avatar Yadav shot at
the informant's mother injuring her in her eyes. Thereafter all
the accused persons escaped. The mother of the informant
succumbed to the injury.

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



case. It is further submitted that there is no specific allegation against the petitioner of firing rather the same is against co-accused Ram Avatar Yadav, who fired at the mother of the informant. It is next submitted that similarly situated co-accused person namely, Lallu Yadav @ Amit Kumar @ Amit Yadav has been granted bail *vide* order dated 29.02.2024 passed by a Co-ordinate Bench of this court in Criminal Miscellaneous No. 76330 of 2023. Lastly, it has been submitted that the petitioner is in custody since 16.08.2024 having no criminal antecedents and charge-sheet has been submitted in the case.

5. Learned A.P.P. has 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 learned District & Addl. Sessions Judge-I, Banka in Amarpur P.S. Case No. 239 of 2022/ S.Tr. No. 494/2024.

(Khatim Reza, J)

Sankalp/-

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