

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42612 of 2025

Arising Out of PS. Case No.-178 Year-2016 Thana- CHANDAUTI District- Gaya

Bhola Yadav S/O Munshi Yadav Resident of Village- Kandi Navada, PS-
Chandauti, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. P. N. Shahi, Sr. Advocate

Mr. Akash Shankar, Advocate

For the State : Mr. Shyam Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 03-09-2025 Heard learned Senior Counsel for the petitioner;

learned APP for the State and learned counsel for the informant.

2. The petitioner seeks bail in connection with

Chandauti P.S. Case No. 178 of 2016 registered for the offence

punishable under Sections 302/34 of the Indian Penal Code.

3. As per the prosecution case, the petitioner who is

the brother of the deceased is alleged to have killed the

deceased.

4. Learned Senior Counsel for the petitioner submits

that pursuant to the order passed in Cr. W.J.C. No. 919 of 2019,

the investigation was supervised by the Senior Superintendent

of Police, Gaya and thereafter, the petitioner was exonerated by

the police and final form was submitted. Thereafter, the



Magistrate differed with the final form and taken cognizance.

The petitioner is in custody since 02.04.2025.

5. Learned counsel for the informant has appeared and vehemently opposed the prayer for bail. He submits that the police has not properly investigated the case and submitted final form though the petitioner was an accused named in the FIR and the deceased has died due to strangulation and number of injuries were found on the deceased.

6. Learned APP has also opposed the prayer for bail.

7. Considering the fact that the case was supervised by the Senior Superintendent of Police, Gaya and the petitioner was exonerated, this application is allowed.

8. Let the petitioner, above named, 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 the learned Additional Sessions Judge-I, Gaya in connection with Chandauti P.S. Case No. 178 of 2016, subject to the condition that the petitioner will co-operate in the trial.

(Sandeep Kumar, J)

P. Kumar

U		T	
---	--	---	--

