

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77522 of 2024

Arising Out of PS. Case No.-131 Year-2023 Thana- KATORIYA District- Banka

Rohan Yadav Son of Late Lakhan Yadav R/O Vill.- Kharikhad, P.S.- Katoria,
Dist.- Banka. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md. Nurul Hoda, Adv.

For the Opposite Party/s : Mr. Nirmal Kumar Sinha, APP.

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 17-01-2025 Heard learned counsel for the petitioner and learned A.P.P.
for the State.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 341, 323, 307, 354, 504, 506 of the Indian Penal Code.

3. As per the prosecution case, all the FIR named accused persons including the petitioner are said to have abused and assaulted the informant brutally by means of deadly weapons due to which he sustained injuries. When the daughter-in-law of the informant came to save him, all the accused persons also assaulted her.

4. It is submitted by learned counsel for the petitioner that the petitioner is quite innocent and has committed no offence. No such occurrence as alleged has ever taken place. He has falsely been implicated in this case due to ulterior motive. The allegation levelled against the petitioner is totally false and based on concocted facts. Nothing specific has been attributed against him. It



is further submitted that as per the injury report, one of the injuries sustained upon the informant was found grievous in nature and the author of the said grievous injury is co-accused Santosh Kumar. Similarly situated co-accused have been enlarged on bail by this court vide order dated 13.12.2023 passed in Cr. Misc. No. 79342 of 2023. Learned counsel further submits that petitioner has one criminal antecedent as mentioned in para-3 of this application.

5. Learned APP for the State opposes the prayer for bail.
6. Having regard to the facts and circumstances of the case, since there is no specific overt act against the petitioner, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Katoria P.S. Case No. 131 of 2023, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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