

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82508 of 2024

Arising Out of PS. Case No.-278 Year-2022 Thana- PHULPARAS District- Madhubani

Fuldev Yadav @ Phuldev Yadav S/O Batahu Yadav R/O Village- Balua,
Mansapur, P.S.- Laukahi, District- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jitendra Kumar Bharti, Advocate

For the Opposite Party/s : Mr.Madhura Nand Jha, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

- 3 08-05-2025 1. Heard learned Counsel for the petitioner and
learned APP for the State.
2. This application, for grant of anticipatory bail,
arises out of Phulparas PS case no. 278 of 2022 dated
10.06.2022, disclosing offences punishable under Section 307
and other allied sections of the Indian Penal Code.
3. The prosecution story, as per the First Information
Report, is that on 10.06.2022 in the morning, while the
informant was repairing her house, the named accused persons
along with 4-5 unknown persons arrived at the place of
occurrence and co-accused Sudhir Yadav opened fire upon
informant's daughter, due to which she sustained injury on her
leg. When nephew of the informant intervened to rescue and
take her to hospital, the named accused Sudhir Yadav again



opened fire, which hit at the chest of informant's nephew Krishnadeo Yadav (deceased).

4. Learned Counsel for the petitioner submits that petitioner is not named in the First Information Report and his name transpired during course of investigation along with three other accused persons, out of whom accused Umesh Yadav and Dinesh Yadav have been granted anticipatory bail by a co-ordinate Bench of this Court vide order dated 03.05.2024, passed in Cr. Misc. No. 23483 of 2024. Learned counsel further submits that petitioner was not present at the place of occurrence. He also submits that one named accused Chandra Kishor Yadav has also been granted bail by a co-ordinate Bench of this Court vide order dated 20.02.2024, passed in Cr. Misc. No. 5944 of 2024.

5. Regard being had to the submissions made on behalf of the parties and taking into consideration the fact that petitioner is not named in the F.I.R., similarly situated accused persons have been granted anticipatory bail by a co-ordinate Bench of this Court and the petitioner is having no criminal antecedent, I am inclined to grant the privilege of anticipatory bail to the petitioner.

6. This application is, accordingly, allowed.



7. Let petitioner, abovenamed, in the event of his arrest or surrender before the Court below within six weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-II, Jhanjharpur, Madubani in connection with Phulparas PS case no. 278 of 2022, subject to the condition laid down under Section 482 of the Code of Criminal Procedure.

(Anil Kumar Sinha, J)

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