

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86807 of 2025

Arising Out of PS. Case No.-33 Year-2011 Thana- BARACHATTI District- Gaya

Yogendra Yadav @ Yogendra Kumar S/O Ramjee Yadav @ Ramjee Prasad
Yadav R/O Village- Bardiha, P.S.- Tankuppa, Distt.- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Arun Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 09-01-2026 Heard Mr. Madhav Kumar, learned counsel for
the Petitioner and Mr. Arun Kumar Pandey, learned APP for the
State.

2. Petitioner seeks regular bail in connection with S.
Tr. No. 473/2015/357/2023 arising out of Barachatti
(Mohanpur) P.S. Case No. 33 of 2011 dated 04.02.2011
registered for the offences punishable under Sections 395 and
412 of the Indian Penal Code.

3. The main submissions advanced by the petitioner's
counsel are that the petitioner was earlier granted bail by the
trial court itself, and thereafter, his bail bonds were cancelled
when he did not remain present at the time of framing of the
charges on 17.05.2016 but in fact, the petitioner had gone
outside his State to earn his livelihood, due to that reason, he
could not remain present on the dates of his case before the trial



court, and that absence was not intentional, however, the petitioner has suffered a lot and is ready to cooperate in the trial. It is lastly submitted that charges have been framed against the petitioner, and he has been languishing in jail since 07.10.2025, and he bears no criminal antecedent.

4. Learned APP for the State has opposed the prayer for bail of the petitioner.

5. Considering the petitioner's custody period, as well as his oral undertaking to cooperate before the trial court during his trial, coupled with the fact that the petitioner's trial has started after framing of charges against him, this Court is inclined to release him on bail. Accordingly, let the petitioner named-above be released on bail on furnishing bail bond of Rs. 20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of the concerned Court in connection with S. Tr. No. 473/2015/357/2023 arising out of Barachatti (Mohanpur) P.S. Case No. 33 of 2011 on the following conditions:-

(i) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the trial Court and shall remain physically present as and when directed by the trial Court failing which, in case of his absence on



two consecutive dates without sufficient reason, his bail bond shall be cancelled by the trial Court.

(ii) If the petitioner tampers with the evidence or influences the witnesses, in that case, the prosecution will be at liberty to move for cancellation of his bail.

(iii) One of the bailors shall be a close relative of the petitioner who has sworn affidavit in this miscellaneous petition.

(Shailendra Singh, J)

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