

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.20047 of 2014**

Arising Out of PS.Case No. -103 Year- 2005 Thana -ATARI District- GAYA

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Suresh Yadav S/o Mahavir Yadav R/o Village Garai Bigha, P.S. Neemchak  
Balhani, District Gaya.

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI**  
**ORAL ORDER**

**2** 30-06-2014

Heard learned counsel for the petitioner as

well as learned Additional Public Prosecutor.

While the informant Bachchu Yadav was in a way to his house, he was shot at by Mahendra Yadav causing injury over his right leg, Rakesh Yadav fired causing injury over his head, Suresh Yadav (Petitioner) fired causing injury over his left leg as well as Gore Lal Yadav, Pintu Yadav, Jaddu Yadav, Shambhu Yadav, Vijay Yadav and Binod Yadav also assaulted him.

Contention on behalf of petitioner is that Mahendra Yadav had already been granted bail vide Cr. Misc. No.52500 of 2006 while Rakesh Yadav was granted bail vide Cr. Misc. No.47826 of 2006 and the case of the petitioner stood at par with Mahendra Yadav. Furthermore, by referring Annexure-2, the

injury report it has been submitted that the injury which has been sustained by the informant below left knee happens to be 1" in diameter like the injury having over right leg so alleged against Mahendra.

The learned Additional Public Prosecutor opposed the prayer and submitted that petitioner is also one of the assailant.

In the aforesaid facts and circumstances of the case, petitioner Suresh Yadav is directed to 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 Chief Judicial Magistrate, Gaya in connection with Atari P.S. Case No.103 of 2005.

**(Aditya Kumar Trivedi, J)**

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