

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.26583 of 2016**

Arising Out of PS.Case No. -180 Year- 2015 Thana -MANJHI District- SARAN

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Manoj Yadav Son of Shivjee Yadav resident of village - Manjhi,  
Miyarpatti, Police Station Manjhi, District - Saran at Chapra

.... .... Petitioner/s

Versus

The State of Bihar

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

**Appearance :**

For the Petitioner/s : Mr. Narendra Kumar

For the Opposite Party/s : Mr. Sri Anuj Kumar Srivastava

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**CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR**

ORAL ORDER

2      04-07-2016                      Heard Sri Narendra Kumar, learned counsel for the  
petitioner and Sri Anuj Kumar Srivastava, learned A.P.P.

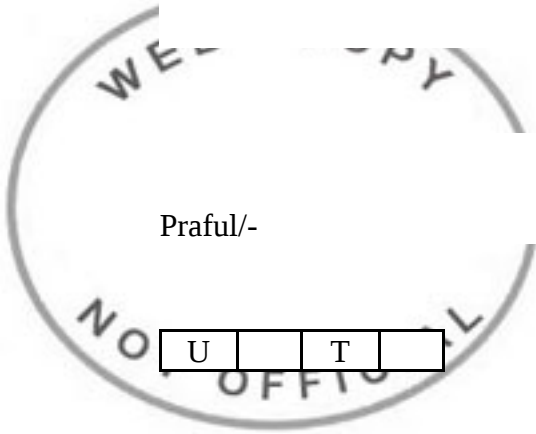
The sole petitioner, apprehending his arrest in connection with Manjhi P.S. Case No. 180 of 2015 registered for offence under section 302, 201/ 34 of the Indian Penal Code has prayed for grant of anticipatory bail.

By way of referring to the F.I.R. it was submitted by learned counsel for the petitioner that only on suspicion petitioner was made accused. He has further placed reliance on Annexure -2 and 3 to the present petition and submits that out of three accused persons who were named as F.I.R. named accused,

two have already been extended the privilege of anticipatory bail. He further submits that even before the court below despite repeated adjournments case diary was not produced.

Keeping in view the fact that out three F.I.R. named accused, two have already been extended the privilege of anticipatory bail as well as the fact that petitioner was made accused on doubt, there is no reason to deny the prayer for anticipatory bail. Accordingly in the event of arrest or surrender within a period of six weeks from today, let the petitioner Manoj Yadav be enlarged on bail on furnishing bail bond of Rs. 10000/- (rupees ten thousand ) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate cum Sub Judge V, Saran at Chapra in connection with Manjhi P.S. Case No. 180 of 2015 subject to conditions as contemplated under section 438(2) of the Code of Criminal Procedure on conditions that : (1) - petitioner will render full co-operation to the investigating officer (2)- one of the bailors must be blood relation of the petitioner ;and (3)- the prayer for anticipatory bail has been granted with an indication that if during investigation material is collected showing implication of the petitioner and petitioner is forwarded as accused in the charge sheet, in that event , bail bond furnished in the present

case shall stand automatically cancelled and petitioner will have to  
surrender and make a prayer for regular bail.



**(Rakesh Kumar, J)**