

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1952 of 2018

Arising Out of PS. Case No.-57 Year-2017 Thana- MARKAHI District- Khagaria

Manish Yadav, S/o Sita Ram Yadav, Resident of Village- Ekaniya, P.S.-
Mansi, District- Khagaria.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Binod Kumar

For the Opposite Party/s : Mr. DR. AJEET KUMAR

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

4 20-02-2018

Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in connection with
Morkahi P.S. Case No. 57 of 2017 registered for the offence
punishable under Section 395 of the Indian Penal Code.

Informant in his written report before the Officer-in-
charge of the Morkahi P.S. has stated that he is performing the
duty of clerk in the brick kiln and on 06.07.2017 after
completing the work at about 9:30 pm, he went to his house and
in the night at about 3:00 am, the Munshi of the brick kiln
informed him that six to seven unidentified persons snatched Rs.
2590/-, one mobile phone and also looted Rs.34000/- cash after
breaking the lock of the box kept in the office of the brick kiln.

It has been submitted on behalf of the petitioner that



he has been falsely implicated in this case on the confession of one Bablu Singh and there is no incriminating material against him and he has named the petitioner in two cases and present case is the counter version of Muffasil P.S. Case No. 268 of 2017. Police has implicated the petitioner in both the cases on the confession of Bablu Singh. It has been submitted that he has been falsely implicated in this case for the reason that he is witness in Chitragupta Nagar P.S. Case No. 421 of 2012. It has been further submitted that apart from Muffasil P.S Case No. 268 of 2017 in which he has been made accused, there is no criminal case pending against him.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail, in the event of his arrest or surrender before the court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned **Chief Judicial Magistrate, Khagaria** in connection with **Morkahi P.S. Case No. 57 of 2017** subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(S. Kumar, J)

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