

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.15057 of 2018**

Arising Out of PS.Case No. -285 Year- 2017 Thana -PANCHRUKHI District- SIWAN

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Manish Kumar son of Naresh Yadav @ Naresh Pradad Yadav, resident of  
Professor Colony, R.L.S.Y. College. P.S. Mufassil, District-West  
Champan.

.... .... Petitioner/s

Versus

The State of Bihar

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

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**Appearance :**

For the Petitioner/s : Mr. Arvind Kumar

For the Opposite Party/s : Mr. Sri Ashok Kumar

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**CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL**  
**ORAL ORDER**

2      15-03-2018                      Heard learned counsel for the petitioner and learned  
APP for the State.

Petitioner seeks bail in connection with Pachrukhi  
(Sarai) P.S. Case No. 285 of 2017 for offences punishable under  
Sections 413, 414, 467, 468, 420, 120(B) of the Indian Penal  
Code.

The prosecution case, as lodged by the police  
personnel, is that 8-10 persons in a suspicious condition were  
found near two pickup vans and two Bolero vehicles and three were  
apprehended including the petitioner but other persons escaped who  
were later on named by the apprehended accused persons.

It has been submitted by the learned counsel for the  
petitioner that he is innocent, was taken in custody from 7.12.2017



in connection with Siwan (Sarai) O.P. P.S. Case No. 461 of 2017 and was languishing in custody since then. As such, he would not have been present at the place of occurrence and would not have been arrested again on 11.12.2017 in the present which falsifies the prosecution story. He submits that no such offence has been committed and just because the petitioner has a criminal history, he has been unscrupulously roped in the present case.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let petitioner, above named, be enlarged 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 Additional Chief Judicial Magistrate-VI Siwan in connection with Pachrukhi (Sarai) P.S. Case No. 285 of 2017, subject to the conditions that:

- (1) One of the bailors would be a close relative of the petitioner having sufficient immovable property, who will file an affidavit stating his relationship with the petitioner.
- (2) If the petitioner indulges in an offence of similar nature



in future, the prosecution will be at liberty to move the learned court below for cancellation of his bail bonds.

**(Nilu Agrawal, J)**

Devendra/-

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