

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76467 of 2019

Arising Out of PS. Case No.-135 Year-2018 Thana- CHAPRA MUFFASIL District- Saran

MANU RAI @ MANU KUMAR Son of Raju Kumar @ Raju Rai Resident of
Village - Chhota Telpa, Ward No. -18, P.O.- Sahebganj, P.S.- Chhapra
Moffasil, District- Saran at Chhapra

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Maheshwar Prasad

For the Opposite Party/s : Mr.Shyam Bihari Singh

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 11-12-2019 Heard learned Counsel for the petitioner and the
learned APP for the State.

Petitioner is in custody in Chhapra Moffasil PS
Case No. 135 of 2018 registered under Sections 399, 402, 414
of the IPC and Section 25(1-b)a, 26, 35 of the Arms Act.

It is submitted that even as per prosecution case
recovery in respect of the occurrence have been made from co-
accused Rakatu Kumar, Anshu Kumar and Tuntun Rai who have
been allowed bail in Cr. Misc. Nos. 44224/2019, 46220/2018
and 37541/2018. Petitioner is in custody since 25.4.2019 and no
recover has been made from him.

Submission is of false implication merely on the
basis of statement of co-accused. Petitioner is on bail as per
statement of the counsel in other cases detailed in para 3 of the
petition.

Considering the aforesaid submissions as also the
facts and circumstances of the case, prayer for bail of the



petitioner is allowed.

Let the petitioner above named be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Additional Sessions Judge, II, Saran at Chapra in Chhapra Muffasil PS Case No. 135 of 2018, Sessions Trial No. 298/2019 subject to the following conditions:- (I) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner. (ii) That the petitioner will be well represented on each date in the trial and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Madhuresh Prasad, J)

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