

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6099 of 2021

Arising Out of PS. Case No.-173 Year-2019 Thana- CHARPOKHARI District- Bhojpur

MANOJ SINGH YADAV @ MAUJI @ MANOJ YADAV SON OF VAKIL
SINGH RESIDENT OF VILLAGE- MANAINI P.S- CHARPOKHARI
DISTT- BHOJPUR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ravindra Kumar

For the Opposite Party/s : Mr.A.G.

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 15-12-2021 Learned counsel for the petitioner is directed to

remove all the defects pointed out by the Stamp Reporter within

one month.

Heard the learned counsel for the petitioner and

learned APP for the State.

The petitioner apprehends his arrest for the

offences alleged under Sections 302 and 120B of the Indian

Penal Code and Section 27 of the Arms Act, registered in

connection with Charpokhari P.S.Case No. 173 of 2019.

The allegation against the petitioner is that along with

other co-accused persons, he called the brother of the informant

and took him away for visiting the field. Thereafter, the

informant heard the sound of *maro-maro*, whereupon he rushed



to the place of occurrence and saw that on exhortation of co-accused Ravi Yadav, Satya Narain Chaudhary fired shot at the chest of the deceased.

Learned counsel for the petitioner has submitted that the occurrence is in two parts. In first part, some persons have been alleged to have taken the deceased from his house to the field and thereafter the informant saw Satya Narain Chaudhary opening fire at the deceased. The accused persons named in the first part including the present petitioner was not at the spot and in the second part of the FIR, there is no allegation against the present petitioner. He has also submitted that on similar footing Puja @ Ravi and Babua have been granted anticipatory bail in Cr. Misc. No. 71834 of 2019 under order dated 05.02.2020, by the learned Co-ordinate Bench.

Considering the above-mentioned facts and circumstances, specially the fact that some accused persons, on the similar allegation, have been granted anticipatory bail, let the petitioner above-named, in the event of his arrest or surrender within four weeks from the date of communication of this order, 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, Bhojpur



at Ara in connection with Charpokhari P.S.Case No. 173 of 2019, subject to the conditions as laid down under Section 438(2) Cr. P.C.

Office shall ensure that all defects are removed by the petitioner within the stipulated time provided in para 1 hereinabove, failing which the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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