

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.2834 of 2022**

Arising Out of PS. Case No.-74 Year-2021 Thana- PATEPUR District- Vaishali

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Ratan Manjhi Son Of Ram Shobhit Manjhi Resident Of Village - Mandaidih,  
P.S.- Patepur, Distt.- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Anil Prasad Singh

For the Opposite Party/s : Mr. Chandra Bhushan Prasad

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR**  
**ORAL ORDER**

5      21-11-2022                      Heard Ld. counsel for the petitioner and learned  
  
APP for the State.

The petitioner seeks bail in connection with Patepur  
  
P.S. Case No. 74 of 2021, registered for the offences  
  
punishable under Sections 302, 201 and 34 of Indian Penal  
  
Code.

The prosecution story as emerges from the FIR is  
  
that the marriage of informant's daughter, namely, Kranti  
  
Kumari @ Rupam Kumari was solemnized with the petitioner  
  
in the year 2003-04 according to Hindu rites and customs. It  
  
is further alleged that the informant had apprehension that  
  
in-laws of her daughter have tortured and killed her, as the



petitioner always threatened her to kill.

Ld. counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. He further submits that it is not believable that petitioner-husband will kill his wife after birth of five children. He also submits that she had died on account of diarrhoea.

The petitioner has been languishing in jail since 10.08.2021.

It has further been stated in paragraph no. 3 that the petitioner has no criminal antecedent.

However, the Ld. APP for the State vehemently opposes the prayer of the petitioner for bail submitting that the alleged offence is serious in nature and investigation is complete and charge sheet has been already submitted for offence punishable under Section 306 of the Indian Penal Code.

Considering the aforesaid facts and circumstances, the petitioner, above-named, is directed to be released on bail on his furnishing bail bonds in the sum of Rs. 10,000 /-



(Ten Thousand) with two sureties of the like amount each to the satisfaction of the Ld. C.J.M. Vaishali at Hajipur in connection with Patepur P.S. Case No. 74 of 2021, **after framing of charge, if already not framed** on the following conditions:

(i) The petitioner will make himself available for interrogation by a police officer/court as and when required.

(ii) The petitioner will undertake that investigation/trial will not hamper on account of his absence or non-cooperation. He must be available to the police or the court whenever his presence is required.

(iii) The petitioner shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court or to any police officer.

(iv) In case, it is brought to the notice of the court below that the petitioner has any criminal antecedent, the learned court below shall cancel the bail bond of the petitioner after hearing him and getting satisfied that the



petitioner has concealed his criminal antecedent despite his knowledge of the same.

(v) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, the learned court below shall cancel the bail bond of the petitioner.

The application stands allowed accordingly.

The Ld. counsel for the petitioner is directed to remove all the defects, if any, pointed out by the office within a period of one month and the Registry is directed to issue the certified copy of this order only after removal of office objections.

**(Jitendra Kumar, J)**

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