

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17887 of 2022

Arising Out of PS. Case No.-52 Year-2018 Thana- SANHAULA District- Bhagalpur

MANOJ KUMAR @ MANOJ SINGH S/o Suresh Singh Resident of Khurd
Dumaria, P.S.- Hanwara, District- Godda (Jharkhand)

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

with

CRIMINAL MISCELLANEOUS No. 17999 of 2022

Arising Out of PS. Case No.-52 Year-2018 Thana- SANHAULA District- Bhagalpur

BABLU YADAV @ BALRAM YADAV Son of Late Makhan Yadav Residnet
of Sangrampur, Parariya, Godda, Jharkhand

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

(In CRIMINAL MISCELLANEOUS No. 17887 of 2022)

For the Petitioner/s : Mr. Indeshwari Prasad Mandal, Advocate

For the Opposite Party/s : Mr. rajiv Nayan, APP

(In CRIMINAL MISCELLANEOUS No. 17999 of 2022)

For the Petitioner/s : Mr. Madan Mohan, Advocate

For the Opposite Party/s : Mr. Syed Ehteshamuddin, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 12-08-2022 Heard learned counsel for the petitioners and

learned APP for the State.

The petitioners are apprehending their arrest in a case
registered for the offences punishable under Sections 341, 342,
323, 386, 504 and 506/34 of the Indian Penal Code and Sections
37(c) and 30 (a) of the Bihar Prohibition and Excise Act, 2016



and Section 25(1-b)a, 26 and 35 of the Arms Act.

As per prosecution case is that the accused persons demanded extortion from the informant and a country made gun, five live cartridges and two liters wine are recovered from the vehicle.

It is submitted by learned counsel for the petitioners that the petitioners have falsely been implicated in this case. He further submits that no incriminating article has been recovered from the conscious or constructive possession of the petitioners and the name of the petitioners have been transpired on the basis of confessional statement of co-accused Vikash Kumar and they have not been apprehended at the spot. He further submits that similarly situated co-accused has been granted anticipatory bail by a Co-ordinate Bench of this Court passed in Cr. Misc. No. 6110 of 2022. Petitioners have clean antecedent.

Learned APP appearing for the State opposed the anticipatory bail.

Considering the aforesaid submissions, let the petitioners, above named, in the event of their arrest or surrender before the court below within a period of four weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of



the like amount each to the satisfaction of learned Special Judge
Excise Act, Bhagalpur in connection with Sanhaulla P.S. Case
No. 52 of 2018, subject to the conditions as laid down under
Section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

Brajesh Kumar/-

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