

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20951 of 2022

Arising Out of PS. Case No.-346 Year-2020 Thana- MANSI District- Khagaria

Sarvin Yadav Son of Phocho Yadav @ Devi Lal Yadav R/o Sonvarsha, P.S.-
Chautham, Dist.- Khagaria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Ranjan Kumar Singh, Advocate
For the State	:	Mr. Md. Matloob Rab, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

3 30-11-2022 Heard learned counsel appearing on behalf of the
petitioner and learned APP appearing on behalf of the State.

Let the defect(s), if any, be removed within a period
of four weeks from today.

The petitioner seeks bail in connection with Mansi
P.S. Case No. 346 of 2020 registered for the offence under
Sections 447, 448, 341, 307, 379, 386, 504, 506 and 34 of the
Indian Penal Code and Section 27 of the Arms Act.

The accused/petitioner is named in the F.I.R. and is in
custody since 14.12.2021.

The allegation against the petitioner is to demand
ransom of Rs.5 Lakh, alongwith other co-accused persons, from



the informant and when same was refused, indiscriminate firing was made by accused persons including this petitioner.

Learned counsel appearing on behalf of the petitioner submitted that from bare perusal of the F.I.R., it appears that informant arrived at the place of occurrence at about 2:00 am, when no accused person was available there and, admittedly, the informant is not the eye witness of the occurrence. It is further submitted that the entire implication is based upon suspicion due to previous long standing enmity with one Rinkesh Yadav. It is also submitted that local political rivalry arises out of Mukhiya elections, is an admitted position through F.I.R. itself. While concluding the argument, it is submitted that there is no specific overt act attributed to this petitioner and, moreover, investigation in this case is complete for which chargesheet has been submitted, as such, there is no chance of tampering with the evidence.

Learned APP appearing on behalf of the State opposes the prayer of bail.

In view of the facts and circumstances, as mentioned above, as no overt act attributed to this petitioner towards commission of the occurrence coupled with the fact that chargesheet has been submitted, let the petitioner, above named,



is directed to be released on bail in connection with Mansi P.S.
Case No. 346 of 2020 on furnishing bail bond of Rs.10,000/-
(Rupees Ten Thousand) with two sureties of the like amount
each to the satisfaction of learned Chief Judicial Magistrate,
Khagaria/concerned Court, subject to the conditions as laid
down u/s 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

Ankit/-

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