

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38059 of 2021

Arising Out of PS. Case No.-521 Year-2020 Thana- BRAHMPUR District- Buxar

MANOJ YADAV S/O PRADESH YADAV RESIDENT OF VILLAGE-
CHAUGAIN, POLICE STATION-MURAR, DISTRICT BUXAR

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Suraj Deo Singh, Adv

For the Opposite Party/s : Mr. Md. Ataur Rahman, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 07-01-2022 Heard Mr. Suraj Deo Singh, learned counsel for the

petitioner and Mr. Md. Ataur Rahman, Additional Public

Prosecutor for the State through video conferencing.

Petitioner seeks regular bail in connection with
Brahampur PS (Krishna Braham) Case No. 521/2020 registered
for the offence punishable under Sections 412, 413, 414 of the
IPC, Section 25(1-b)9/26/35 of the Arms Act and Section 20(II)
22, 25 of the NDPS Act, 1985.

The police intercepted a motorcycle, in which
petitioner was sitting as pillion rider, and recovered two live
cartridges from the possession of petitioner and also recovered 1
KG and 600 grams of Ganja which was hanging on the handle
of the said motorcycle being driven by the co-accused, Manish
@ Mangaru Kamkar.

Learned counsel for the petitioner submits that the
petitioner has got no criminal antecedent and he has falsely
implicated in this case mainly because he was sitting on the



motorcycle as pillion rider. He next submits that petitioner has taken lift on the motorcycle in question and he was not aware about the Ganja being kept in the bag.

Learned counsel further submits that the said Ganja has not been recovered from the possession of the petitioner and the same is of small quantity. Learned counsel next submits that petitioner is in custody since 28.09.2020 having no criminal antecedent.

Regards being had to the submissions made by the parties and taking into consideration the material on record, nature of allegation and the fact that petitioner is in custody since 28.09.2020 having no criminal antecedent and the charge-sheet has been submitted, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, MANOJ YADAV be released on bail on furnishing bail bond of Rs. 20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned ADJ-III, Buxar in connection with Brahampur PS (Krishna Braham) Case No. 521/2020.

(Anil Kumar Sinha, J)

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