

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2361 of 2023

Arising Out of PS. Case No.-137 Year-2022 Thana- MANJHI District- Saran

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Ambuj Singh @ Badal Singh @ Badal S/O Late Ashok Singh R/V- Cheful,
P.S.- Manjhi, District- Saran At Chapra

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Narendra Kumar, Advocate

For the Opposite Party/s : Mr. Prem Kumar Jha, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 21-06-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner is permitted to
remove the defect(s), as pointed out by the office, if any, within
a period of four weeks from today.

Petitioner seeks bail who is in custody since
01.05.2022 in connection with Manjhi P.S. Case No. 137 of
2022, F.I.R. dated 23.04.2022 for the offences punishable under
Sections 302 and 406 of the Indian Penal Code.

According to prosecution case, all the accused persons
including the petitioner assaulted to one Aman Kumar who
happens to be the younger brother of the informant when he
went at the house of the accused persons to get back the money
and educational certificates given by the informant to the



accused persons in order to get the job in Navy. It is further stated that later Aman Kumar died.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case merely on the basis of suspicion, even the informant is not the eye witness of the alleged occurrence. He further submits that except suspicion no cogent material has come during investigation to suggest the involvement of the petitioner in the present occurrence. He further submits that the police after investigation submitted the charge sheet against the petitioner. The petitioner is in custody since 01.05.2022.

The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner.

Considering the aforesaid facts and circumstances, let the petitioner, above named, 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 the learned Judicial Magistrate, 1st Class, Saran at Chapra in connection with Manjhi P.S. Case No. 137 of 2022, subject to the following conditions:-

1. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present



as directed by the court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

2. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

3. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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