

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34960 of 2023

Arising Out of PS. Case No.-89 Year-2019 Thana- GAYA MUFASIL District- Gaya

Antu Manjhi, S/o Rajesh Manjhi, Resident of village-Gere, P.S.-Muffasil,
District-Gaya

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Kanhaiya Kishore, APP

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 24-06-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. In the present case, the petitioner seeks bail in connection with Muffasil P.S. Case No. 89 of 2019, registered for the alleged offences under Sections 394 and 411 of the Indian Penal Code.

3. A supplementary affidavit has been filed on behalf of the petitioner bringing on record the criminal antecedent of the petitioner which was left to be mentioned in paragraph no. 3 of the bail petition. The same is taken on record.

4. As per prosecution case, the informant was robbed of his belonging by four youths on gun point and when the informant resisted, one of the miscreants struck him with stone causing injuries to him. The name of the petitioner transpires



during investigation as one of the miscreants.

5. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. The petitioner was not apprehended from the spot and nothing incriminating has been recovered from his possession. The petitioner was never put to any Test Identification Parade and merely on suspicion he has been arraigned in this case on the basis of confessional statement of co-accused Sonu Kumar. The petitioner is having criminal antecedent of four cases but he is on bail in three such cases. The petitioner is in custody since 19.03.2019 and charge sheet has been submitted.

6. Learned A.P.P. opposes the prayer for bail.

7. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the period of custody of the petitioner along with submission of charge sheet, the petitioner is directed to 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 Chief Judicial Magistrate, Gaya/ court concerned, in connection with Muffasil P.S. Case No. 89 of 2019, subject to the conditions mentioned in Section 437 (3) of the Code of Criminal Procedure and also the following conditions :



- (i) One of the bailors will be a close relative of the petitioner.
- (ii) The petitioner will remain present on each and every date fixed by the court below.
- (iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

balmukund/-

U		T	
---	--	---	--

