

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43660 of 2023

Arising Out of PS. Case No.-68 Year-2023 Thana- GHOSI District- Jehanabad

MANOJ KUMAR son of Ambika Prasad Yadav @ Ambika Yadav Village-
Alinagar Pali Pokhar Ps- Pali dist- Jehanabad

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shashi Bhushan Kumar

For the Opposite Party/s : Mr. Chandra Sen Prasad Singh

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

4 08-09-2023 Learned counsel for the petitioner is permitted to
remove defect (s), as pointed out by the office, if any, within a
period of four weeks.

2. Heard learned counsel for the petitioner and learned
A.P.P for the State.

3. The petitioner has preferred this application for
grant of regular bail in connection with Ghoshi (Okari) P.S.
Case No. 68 of 2023 dated 06.02.2023 registered for the
offences punishable u/s 302 of the Indian Penal Code and
section 27 of the Arms Act and later on added sections 25 (1-
b)a, 26 and 35 of the Arms Act.

4. As per the prosecution case, unknown miscreants
are alleged to have shot the husband of the informant dead.



5. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner is not named in the FIR. The name of the petitioner has surfaced during the course of investigation. There is land dispute between the parties. Charge sheet has already been submitted. The petitioner is the son-in-law of the deceased. There is nothing against the petitioner except self-confessional statement made before police. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 07.02.2023.

6. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner and has submitted that the petitioner in his confessional statement has stated the *modus operandi* as to how the occurrence took place with the association of the other co-accused persons.

7. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Jehanabad in connection with Ghoshi (Okari) P.S. Case No. 68 of 2023, with the condition/s:-



(i). The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bond of the petitioner is liable to cancelled.

8. The application stands allowed.

(Chandra Prakash Singh, J)

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