

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.49512 of 2022**

Arising Out of PS. Case No.-190 Year-2020 Thana- MANJHI District- Saran

RAHUL YADAV SON OF LATE DINESH YADAV R/O VILLAGE-  
MUBARAKPUR SINGHARIYA TOLA, P.S.- MANJHI, DISTRICT-  
CHAPRA AT SARAN

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Nawnit Kumar Tiwary, Adv.

For the Opposite Party/s : Mr.Pronoti Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA**  
**ORAL ORDER**

3      03-02-2023                      Heard learned counsel for the petitioner and the  
learned A.P.P. for the State through video conferencing.

The petitioner seeks bail in a case registered for  
the offence under Sections 392 and 394 of the Indian Penal  
Code.

The accusation is some unknown accused persons  
have surrounded the informant on the alleged date of  
occurrence and they snatched the bag containing money of  
the informant after assaulting him.

Learned counsel appearing for the petitioner  
submits that the petitioner, who is of clean antecedent, is  
innocent and has falsely been implicated in this case. In fact,  
the petitioner has not been named in the F.I.R. but his name



has surfaced in this case on the basis of confessional statement of the co-accused, Guddu Kumar Ram. He further submits that neither anything incriminating as alleged in the F.I.R. has been recovered from the conscious possession of the petitioner nor the petitioner has been put on T.I.P. by the prosecution. Moreover, the co-accused, namely, Guddu Kumar Ram has already been granted bail by a co-ordinate Bench of this Court vide order dated 16.03.2021 passed in Cr. Misc. No. 37335 of 2020. The petitioner is rotting in judicial custody since 01.06.2022.

Learned A.P.P. for the State has opposed the prayer for bail of the petitioner.

Considering the facts and circumstances of the case, let the, above named, petitioner 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 learned Court below where the case is pending in connection with Manjhi P.S. Case No. 190 of 2020 with 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/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be canceled 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.

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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