

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50179 of 2022**

Arising Out of PS. Case No.-364 Year-2021 Thana- MADANPUR District- Aurangabad

Raj Kumar @ Raj Kumar Singh Bhokta, Son of Ramjatan Singh Bhokta,
Resident of Village - Manwadohar, P.S.- Madanpur, Distt.- Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr.Damodar Prasad Tiwary, A.P.P.

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

ORAL ORDER

2 03-01-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Let the defect (s), if any, as pointed out by the office,
be removed within a period of four weeks.

The Petitioner is apprehending his arrest in a case
registered for the offences punishable under Sections 147, 148,
149, 435, 427, 124(A), 120(B) of the Indian Penal Code and
read with Sections 3/4/5 of the Explosive Substances Act and
Sections 16/18/20 of the Unlawful Activities (Prevention) Act.

As per prosecution case, *Naxals* under the leadership
of Sandeep Yadav and Vivek Yadav had blown up the
Panchayat Sarkari Bhawan and set ablaze an electric generator.
It is further alleged that one *Chowkidar* Manoj Kumar Paswan



had seen the petitioner along with other co-accused persons going towards Chandelpur with gas cylinders and bombs in their hands.

Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. The other co-accused person Kamlesh Singh Bhokta has been granted bail by this Court vide order dated 09.12.2022 passed in Cr. Misc. No. 48789 of 2022. The petitioner has clean antecedent as stated in para 3 of the bail petition.

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

Considering the aforesaid facts and circumstances of the case, let the above named petitioner, in the event of his arrest/ surrender within a period of six weeks from today, be enlarged on anticipatory bail on furnishing bail bond of Rs. 20,000/-(Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Aurangabad in connection with Madanpur P.S. Case No. 364 of 2021, subject to the condition as laid down under Section 438(2) of the Code of Criminal Procedure and also the following conditions :-



1. 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 prosecution will be at liberty to move for cancellation of his bail bond .

The application stands allowed.

(Chandra Prakash Singh, J)

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