

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51535 of 2023

Arising Out of PS. Case No.-38 Year-2023 Thana- MANJHI District- Saran

Ratnesh Yadav @ Ratan Yadav Son Of Rameshwar Yadav Village Gauri Ps
Manjhi District Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ravindra Kumar Singh

For the Opposite Party/s : Mr.Madhura Nand Jha

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 18-09-2023 Heard learned counsel for the petitioner and

learned A.P.P appearing on behalf of the State.

The petitioner is languishing in custody in a
case registered for the offences punishable under
Sections 147, 148, 149, 341, 342, 323, 504, 324, 307,
302, 427, 485, 120(B) of the Indian Penal Code.

The prosecution case as per F.I.R is that all the
F.I.R named accused persons including the petitioner
have committed murder of son and nephew of the
informant by means of lathi, danda, rod etc. The alleged
occurrence occurred in the background of previous
enmity.



It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in this case. The informant is not the eye witness to the occurrence. The petitioner is not named in the F.I.R and no any consistent material has come against him to suggest his complicity in the alleged occurrence. The petitioner is only alleged to be the member of the mob and no specific overt act has been attributed against him. The petitioner is languishing in custody since 07.02.2023. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent. Moreover, other similarly situated co-accused has been granted bail by a coordinate Bench of this Court vide order dated 29.08.2023 passed in Cr. Misc. No. 44203 of 2023.

In contra, learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

Considering the facts aforesaid and the period



under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousands) with two sureties of the like amount each to the satisfaction of learned 4th Additional Sessions Judge, Chapra in connection with Manjhi P.S. Case No. 38 of 2023(Sessions Trial No. 261/2023).

(Sunil Kumar Panwar, J)

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