

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78427 of 2023

Arising Out of PS. Case No.-439 Year-2021 Thana- MANJHI District- Saran

Pradeep Kumar Manjhi @ Gujjar S/O Bholu Manjhi R/O Village- Ram Nagar
Tola, Ps. Chapra Muffasil, Dist. Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Manjeet Kumar Bishen, Advocate
For the State : Ms. Renu Kumari, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 05-12-2023 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Manjhi
P.S. Case No. 439 of 2021 instituted for the offence under
Sections 307/34, 302 of the Indian Penal Code and 27 of the
Arms Act.

3. The allegation against the petitioner is to commit
murder of father of informant along with other named co-
accused persons by causing fire arm injury.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 25-12-2021. Petitioner
bear six criminal antecedents, as per disclosure made in
paragraph No. 3 of the bail application.



5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. Petitioner is not named in the F.I.R. Name of the petitioner has been surfaced in this case due to confessional statement of co-accused, namely, Shiva Singh. Other co-accused person has been granted bail by Co-ordinate Bench of this Court vide order dated 20-06-2023 passed in Cr. Misc. No. 3578 of 2023.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner and claim based on parity, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Manjhi P.S. Case No. 439 of 2021 subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to



cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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