

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35177 of 2024

Arising Out of PS. Case No.-11 Year-2024 Thana- BODHGAYA District- Gaya

1. Bablu Lal Manjhi @ Babulal Manjhi son of Nathun Manjhi Village- Jodhpur Ps- Bodhgaya Dist- Gaya
2. Sundar Manjhi son of Bijuli Manjhi @ Bijali Manjhi Village- Jodhpur Ps- Bodhgaya Dist- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Diwakar, Advocate Mr. Shivam Kumar, Advocate Mr. Deepak Kumar, Advocate Mr. Sudhakar Ranjan, Advocate
For the Opposite Party/s	:	Mrs. Meena Singh, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 09-05-2024 Heard learned counsel for the petitioners and

learned APP for the State.

2. The petitioners seek bail in Bodhgaya P.S. Case No. 11 of 2024, instituted for the offences punishable under Sections 25(1-B)(a), 26 and 35 of the Arms Act.

3. The prosecution case, in short, is that, country made guns were recovered from the abandoned house of Gariban Manjhi.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated in the present case. Charge-sheet has been submitted in this case. No incriminating material has been recovered from the conscious



possession of the petitioners. The petitioners were apprehended on the basis of a video in which they were seen dancing on stage and flashing fire arms which was received by the police through WhatsApp. It is further submitted that the petitioners are not the owner of the house from where the alleged recovery has been made. The petitioners are in custody since 09.01.2024 and have got no criminal antecedent. There is no compliance of Section 100 of Cr.P.C.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioners.

6. Considering the aforesaid facts and circumstances of the case and taking into account the period of custody undergone by the petitioners, this Court is inclined to grant bail to the petitioners.

7. Let the petitioners be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Bodhgaya P.S. Case No. 11 of 2024.

(Rudra Prakash Mishra, J)

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