

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18617 of 2025**

Arising Out of PS. Case No.-347 Year-2023 Thana- SAHEBPUR KAMAL District-
Begusarai

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Manish Kumar @ Bhopat Yadav S/o- Narendra Yadav Village- Chharra Patti
P.S- Sahebpur kamal Dist- Begusarai

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Nakul Kumar Jamuar
For the Opposite Party/s : Mr.Ram Priya Sharan Singh

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

ORAL ORDER

4 15-07-2025 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Sahebpur Kamal P.S. Case No. 347 of 2023 dated 18.12.2023 registered for the offences punishable u/ss 302, 364, 506 read with section 34 of the Indian Penal Code.

3. As per the prosecution case, the petitioner and the co-accused persons are alleged to have killed the informant's son. It is further alleged that the petitioner and the co-accused Abhiranjan Kumar called him from his house and took him with them to Malhipur Diyara and thereafter, the co-accused Nitish Kumar @ Bhola Yadav shot the informant's son dead. It is



further alleged that earlier the co-accused Narendra Yadav and his sons also threatened the informant and his family to kill.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case due to previous enmity. The specific allegation of firing is against the co-accused Nitish Kumar @ Bhola Yadav. There is general and omnibus allegation against the petitioner. No incriminating material has been recovered from the conscious possession of the petitioner. Similarly situated co-accused has already been granted bail by the co-ordinate bench of this court vide order dated 26.07.2024 passed in Cr. Misc. No. 30338 of 2024. The petitioner has four criminal antecedents as stated in para 3 of the bail petition. The petitioner is in custody since 17.12.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner by submitting that it is a case of last seen theory. It is further stated that there is specific allegation against the petitioner is of taking the deceased with him and thereafter he was shot dead which clarifies that there is direct involvement of the petitioner in the said crime.

6. Considering the aforesaid facts and circumstances of the case as well as the heinous nature of allegation against the



petitioner, I am not inclined to enlarge the petitioner on bail.
Accordingly, the application stands rejected.

7. The Learned trial court is directed to expedite the
trial and conclude the same at the earliest.

(Chandra Prakash Singh, J)

guddukr/-

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