

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40220 of 2025

Arising Out of PS. Case No.-211 Year-2022 Thana- GAIGHAT District- Muzaffarpur

Manraj Sahni, S/o Kapildev Sahni, R/o village- Karnpur Dakshini, PS-
Bochahan, District- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mrs. Bela Singh, Adv.

For the Opposite Party/s : Mrs. Pushpa Sinha-1, APP

CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR
ORAL ORDER

3 03-09-2025 Heard the learned counsel for the petitioner and the
learned Additional Public Prosecutor for the State.

2. The petitioner apprehends his arrest in connection
with Gaighat P.S. Case No. 211 of 2022, dated 06.05.2022,
registered under Section 392 of the Indian Penal Code.

3. The prosecution case, in brief, is that on the
morning of 06.05.2022, while informant and her daughter were
going by a tempo, four named accused persons including the
petitioner boarded that tempo and after assaulting the informant,
they snatched her bag, containing ornaments and cash Rs.
20,000/- from the tempo and started fleeing away but local
people succeeded in apprehending two of them, while rest two
including the petitioner herein managed to escape with the
informant's bag. The name of petitioner surfaced in the



confessional statement of apprehended accused person.

4. It is submitted by the learned counsel for the petitioner that petitioner was neither present at the place of occurrence nor involved in any manner in the alleged commission of crime. Petitioner's name has surfaced on the confessional statement of co-accused, who is said to have been arrested from the place of occurrence. On search by the Police, nothing incriminating articles have been recovered from the house of the petitioner, which would connect the petitioner with the alleged occurrence. It has next been submitted that an altercation between Binod Sahni and petitioner has taken place while fishing in the pond, only due to that the petitioner has been falsely implicated in the present case. It has further been submitted that those co-accused persons, on whose confessional statement the petitioner has been implicated in this case, have been granted bail by a Coordiante Bench of this Court vide Cr. Misc. No. 54221 of 2022 and Cr. Misc. No. 19414 of 2023.

5. Learned Additional Public Prosecutor for the State has opposed the prayer for bail of the petitioner.

6. Considering the aforesaid, petitioner was neither present at the place of occurrence nor involved in any manner in the alleged commission of crime and no incriminating articles has been recovered from the house of the petitioner on search being



made by the Police, which is evident from the case diary, petitioner's name has surfaced on the confessional statement of co-accused, on whose confessional statement the petitioner has been implicated in this case, have been granted bail by a Coordinated Bench of this Court vide Cr. Misc. No. 54221 of 2022 and Cr. Misc. No. 19414 of 2023, let the above named petitioner, be released on anticipatory bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from the date of receipt/production of a copy of this order, on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each, to the satisfaction of the learned Judicial Magistrate , 1st Class, Muzaffarpur in connection with Gaighat P.S. Case No. 211 of 2022, subject to the condition as laid down under Section 438(2) of the Cr.P.C. as well as the following conditions:-

(i) one of the bailors should be the family member/relative of the petitioner (s) who shall provide official document to show his/her bona fide;

(ii) the petitioner (s) shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his/her/their bail bond by the Trial Court itself;

(iii) the petitioner (s) shall in no way try to induce or



promise or threat the witnesses or tamper with the evidences,
failing which the State shall be at liberty to take steps for
cancellation of the bail bonds;

(iv) the petitioner (s) shall desist from committing any
criminal offence again, failing which the State shall be at liberty
to take steps for cancellation of their bail bonds.

(Ajit Kumar, J)

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