

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61038 of 2025

Arising Out of PS. Case No.-80 Year-2016 Thana- MANJHAGARH District- Gopalganj

Parbhu Manjhi S/o- Manbharan Manjhi Resident of Village- Bhainsahi PS-
Manjhagarh, District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Adesh Raj, Advocate
For the Opposite Party/s : Dr. Indihar Kumari, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

4 17-10-2025

1. Heard learned counsel for the parties.

2. The petitioner has renewed his prayer for grant of regular bail in connection with Sessions Trial no. 62 of 2022 (arising out of Manjhagarh P.S. Case no. 80 of 2016) registered under sections 302 and 34 of the Indian Penal Code.

3. As per the prosecution case, the petitioner is said to have given a spear blow on the husband of the informant, as a result of which he died in course of treatment.

4. Learned counsel for the petitioner submits that inspite of the petitioner having remained in custody for over five years since 19.3.2020 and cooperating in the trial, the trial has still not concluded. The dispute leading to the FIR is between brothers. The petitioner had no intention to commit murder. The petitioner undertakes to cooperate in the trial.



5. The application for bail is opposed by learned A.P.P. for the State who submits that the petitioner is the assailant of the deceased having given a spear blow as a result of which the husband of the informant died.

6. Having heard learned counsel for the parties and taking into consideration the allegations in the FIR, it transpires that as a result of altercation between brothers, the petitioner is said to have given a spear blow grievously injuring the husband of the informant who was taken to the Sadar Hospital, Gopalganj for treatment. The injured died in course of treatment. It further transpires that the petitioner has remained in custody for over five years since 19.3.2020.

7. In the facts of the case stated herein above, the Court directs the petitioner, above named, to be enlarged on bail in connection with Sessions Trial no. 62 of 2022 (arising out of Manjhagarh P.S. Case no. 80 of 2016) on furnishing bail bond of Rs.10,000/ (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District and Sessions Judge-XII, Gopalganj on the following conditions:

(i) one of the bailors of the petitioner shall be a family member of the petitioner.



(ii) The petitioner shall remain physically present in Court on each date of the trial and shall cooperate in the trial.

(iii) In case the petitioner remains absent on any single date for reasons not to the satisfaction of the learned trial Court or in case the trial Court is of the opinion that trial is being delayed due to non-cooperation on part of the petitioner, the learned trial Court may cancel the bail bond of the petitioner and take him into custody till conclusion of the trial.

(Partha Sarthy, J)

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