

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70002 of 2025

Arising Out of PS. Case No.-78 Year-2022 Thana- MOTIPUR District- Muzaffarpur

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Ashok Sah @ Ashok Kumar @ Ashok Kr Sah S/o Late Manohar Sah R/o
Village- Mahana Karvala, PS- Motipur, Distt- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pradeep Kumar Sinha, Adv.

For the Opposite Party/s : Ms. Anita Kumari, APP

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 14-10-2025 1. Heard learned counsel for the petitioner and the
learned APP for the State.
2. The petitioner seeks bail in anticipation of his arrest
in a case registered for the offences punishable under Sections
302/ 34 of the Indian Penal Code.
3. The learned counsel for the petitioner submits that
the petitioner is a person with clean antecedent and has been
falsely implicated in the instant case by the informant. It is next
submitted that police after threadbare investigation came to a
considered conclusion that petitioner is innocent and thus
submitted final form exonerating the petitioner of the allegation,
but then, the learned Trial Court differing with the police report
took cognizance, as such, petitioner apprehends his arrest. The
learned counsel next submits that when one investigating



agency after a threadbare investigation came to a considered conclusion that petitioner is innocent whether it would be prudent for this Court to send the petitioner to jail based on an order of cognizance which came to be taken based on the same police report which exonerated the petitioner of the allegations. It is next submitted that petitioner will not abscond rather will cooperate in the investigation to prove his innocence.

4. Learned A.P.P. opposes the anticipatory bail application.

5. Considering the submissions made by the learned counsel for the petitioner, the petitioner, above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned ACJM-II West, Muzaffarpur in connection with Motipur P. S. Case No.78 of 2022, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

6. The application stands allowed.

(Satyavrat Verma, J)

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