

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73730 of 2025

Arising Out of PS. Case No.-303 Year-2025 Thana- WAJIRGANJ District- Gaya

1. Rohit Kumar S/o Ganga Manjhi R/o Village- Bibhandi, P.S.- Wazirganj, Dist.- Gaya Ji
2. Nanku Manjhi S/O Karu Manjhi R/o Village- Bibhandi, P.S.- Wazirganj, Dist.- Gaya Ji
3. Bodan Manjhi S/O Chandu Manjhi R/o Village- Bibhandi, P.S.- Wazirganj, Dist.- Gaya Ji
4. Boda Manjhi S/O Dhaneshwar Manjhi R/o Village- Bibhandi, P.S.- Wazirganj, Dist.- Gaya Ji
5. Lachchu Manjhi S/O Patar Manjhi R/o Village- Bibhandi, P.S.- Wazirganj, Dist.- Gaya Ji

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Aryan Singh

For the Opposite Party/s : Mr.Chandra Sen Prasad Singh

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 20-11-2025 Heard the parties.

2. The petitioners apprehend their arrest in connection with Wazirganj P.S. Case No. 303 of 2025, registered for the offences punishable under Sections 126, 115(2), 117(2), 109, 303(2), 352, 118(1), 324(4), 351(2) and 3(5) of the BNS 2023.

3. Allegedly while the informant along with his friend, Vijay Chaudhary were going to Wazirganj from Bike, in the meanwhile, one Vikash Manjhi, on the pretext of providing



party, brought both of them to their house, where the petitioners were already present along with various weapons and thereafter they brutally assaulted the informant. When the friend of the informant came to his rescue, he was also assaulted by all of them. The petitioners along with others also snatched valuables.

4. Learned Advocate for the petitioners submitted that the falsity of the case is writ large for the simple reason that with respect to the occurrence which took place on 08.05.2025, fardbeyan was recorded on 13.05.2025 and the First Information Report was registered on 23.05.2025, but the same was sent to the learned Magistrate on 29.05.2025 and the delay at all places have not been explained and, as such, false implication of the petitioners cannot be ruled out. Taking this Court through the impugned order, it is further contended that surprisingly the informant and his friend were allegedly brutally assaulted by the petitioners and others with specific weapons but surprisingly both of them have sustained single injury over their head; this also falsifies the entire prosecution case. However, the injury of both the persons are kept reserved, hence prayer for bail of the petitioner was turned down by the court below. The petitioners are men of fair antecedent and they undertake that they will fully cooperate in the proceeding of the court.



5. On the other hand, learned Advocate for the State vehemently opposed the bail application.

6. Regard being had to be submissions made on behalf of the parties and considering the delay in lodging of the FIR, coupled with the fair antecedent and the allegation levelled in the FIR *qua* the injury to the informant and his friend, let the petitioners abovenamed be released on bail, in the event of their arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, upon furnishing bail bonds of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate, 1st Class, Gaya in connection with Wazirganj P.S. Case No. 303 of 2025, subject to the conditions laid down in Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita, 2023, with the further condition that one of the bailors shall be the own/close family members of the petitioners.

(Harish Kumar, J)

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