

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21695 of 2026

Arising Out of PS. Case No.-528 Year-2021 Thana- CHANDI District- Nalanda

Manoj Kumar Son of Surendra Yadav @ Surendra Prasadi @ Surendra Prasad
Resident of Village - Paharpur, P.S. - Chandi, District - Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shyamal Prakash, Advocate

For the Opposite Party/s : Mr. Chandra Bhushan Prasad, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 08-04-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is apprehending arrest in connection with Chandi P.S. Case No. 528 of 2021, dated 24.12.2021, lodged under Section 341, 323, 307, 504, 506, 379, & 34 of the Indian Penal Code and under Section 27 of the Arms Act.

3. As per the prosecution, an FIR has been lodged against four named accused persons, including the present petitioner, alleging that they conspired to kill the informant. The allegation against the petitioner is that he also fired, and the bullet passed close to the informant's brother's face.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. Counsel further submits that after completion of the investigation, a



charge-sheet was filed against one co-accused, namely, Ram Janam Gope bearing Charge-sheet No. 69 of 2022, on 19.02.2022, against whom only cognizance was taken.

5. Counsel further submits that a subsequent charge-sheet was filed on 31.07.2025 against two other co-accused, namely Anil Kumar and Manoranjan Kumar, and the present petitioner was not sent up for trial as no involvement was found against him due to deficiency of evidence. However, on 03.01.2026, the Court of A.C.J.M.-1st, Hilsa (Nalanda), took cognizance against the present petitioner along with the other co-accused, Anil Kumar and Manoranjan Kumar.

6. Learned APP for the State opposes the prayer for bail of the petitioner but fairly submits that, though no evidence was found against the petitioner during the investigation, the learned Magistrate, differing with the same, has taken cognizance against the petitioner as well.

7. As such, in the present facts and circumstances of this case, let the above named petitioner be released on anticipatory bail, in the event of arrest or surrender before the Trial Court within a period of 4 weeks from today, on furnishing bail bond of Rs.30,000/- (Rupees Thirty Thousand) as mentioned in Section 2(1)(d) of the BNSS, 2023 to the



satisfaction of Additional Chief Judicial Magistrate, Hilsa, Nalanda, in connection with Chandi P.S. Case No. 528 of 2021, subject to the conditions as laid down U/s 482(2) of the BNSS, 2023.

(Dr. Anshuman, J.)

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