

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20392 of 2026

Arising Out of PS. Case No.-372 Year-2025 Thana- KHIJARSARAI District- Gaya

1. Gyani Manjhi Son of Rohan Manjhi Resident Of Village- Belwa Bhui Toli, Ps- Khizersarai Dist -Gaya
2. Ramprit Manjhi @ Karu Manjhi Son of Madhuri Manjhi Resident Of Village- Belwa Bhui Toli, Ps- Khizersarai Dist -Gaya
3. Devnandan Manjhi @ Bhagat Son of Late Kamal Manjhi Resident Of Village- Belwa Bhui Toli, Ps- Khizersarai Dist -Gaya
4. Bhola Manjhi son of Late jageshwar Manjhi Resident Of Village- Belwa Bhui Toli, Ps- Khizersarai Dist -Gaya
5. Rampravesh Manjhi Son of late Amrit Manjhi Resident Of Village- Belwa Bhui Toli, Ps- Khizersarai Dist -Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Aryan Singh, Advocate

For the Opposite Party/s : Mr. Brajendra Nath Pandey, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 26-03-2026

Heard Mr. Aryan Singh, learned counsel for the petitioners as well as Mr. Brajendra Nath Pandey, learned Additional Public Prosecutor for the State.

2. Petitioners seeks bail who is in custody since 05.10.2025 in connection with Khizersarai P.S. Case No. 372 of 2025, F.I.R. dated 04.10.2025 for the offences punishable under Sections 191(2), 190, 126(2), 115(2), 109(1), 352 and 351(2) of the Bharatiya Nyay Sanhita, 2023.

3. According to prosecution case, the informant alleged that on 02.10.2025 at about 06.00 P.M, he went to village-Belma, Bhuintoli to find out a labour and in the meantime, the petitioner



along with other accused persons armed with stick, axe and iron rod assaulted upon him with intention to kill him due to which he suffered injury.

4. Learned counsel for the petitioners submits that petitioners have clean antecedent and they falsely been implicated in the present case. Although the petitioners are named in the FIR but from bare perusal of the FIR it appears that there is no specific allegation of assault or overt act against them rather there is general and omnibus allegation against all the accused persons including the petitioners and apart from that it appears from the FIR that date of the occurrence was on 02.10.2025 but the FIR was lodge on 04.10.2025 i.e. after delay of two days without giving any reason of delay. The police after investigation submitted charge-sheet and the petitioners are in custody since 05.10.2025.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid facts and circumstances and the fact that petitioners have clean antecedent and there is no specific allegation of assault or overt against them, let the petitioners, above named, be released on bail 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-



First Class, Gaya in connection with Khizersarai P.S. Case No. 372 of 2025, subject to the following conditions:-

i. Petitioners shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on their absence on two consecutive dates without sufficient reason, their bail bond shall be cancelled by the Court below.

ii. If the petitioners tamper with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioners and in case at any stage it is found that the petitioners have concealed their criminal antecedents, the court below shall take step for cancellation of bail bond of the petitioners. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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