IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53716 of 2026

CNR No. BRHC010764072026

Arising Out of PS. Case No.-246 Year-2022 Thana- KHAGAUL District- Patna

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Manager Rai @ Manager Yadav S/o Bhagwan Rai R/o - Didarganj (Bichla Tola), P.S.- Didarganj, District- Patna

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Patanjali Rishi, Adv.
For the Opposite Party/s : Mr. Shyam Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE KHATIM REZA

ORAL ORDER

6 19-11-2026 Heard learned counsel for the petitioner and learned A.P.P for the State.

2. The petitioner seeks bail in connection with Khagaul P.S. Case No. 246 of 2022 dated 17.08.2022 registered for the offence punishable under Section 302 of the Indian Penal Code and Section 27 of the Arms Act.

3. The prosecution case, in short, is that on the alleged date of occurrence the informant received an information over telephone that her husband has sustained a gunshot injury and has been admitted in the hospital.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. It is submitted that the F.I.R. has been lodged against

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unknown accused persons. During the investigation, co-accused Raju Kumar was apprehended, who disclosed the name of the petitioner as his associates and on that basis, the petitioner has been made accused in this case. It is further submitted that except confessional statement of said co-accused Raju Kumar, there is no material against the petitioner to connect him with the said crime. Further, it is submitted that petitioner's bail application has been rejected only on the ground of his previous criminal antecedents. There is no recovery of any arms or ammunition either from the conscious possession or from his house. The petitioner is in custody since 06.02.2026, having ten criminal cases against him and charge-sheet has been submitted in the case.

5. Learned A.P.P for the State opposes the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate, Danapur in connection with Khagaul P.S. Case No. 246 of 2022, subject to the following conditions:-

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1. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

2. One of the bailors will be his own blood relation, preferably father, mother, brother, sister and or his wife.

3. The bailor shall also state on affidavit that he will inform the court concerned if the petitioner is made accused in any other case of similar nature after his release in the present case and thereafter the court below will be at liberty to initiate the proceeding for cancellation of bail on ground of misuse.

4. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

5. The petitioner within two weeks of his release from custody shall appear before the S.H.O. of his local area alongwith a copy of this order and shall appear every fortnightly to mark his attendance till conclusion of the trial.

(Khatim Reza, J)

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