

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66581 of 2025

Arising Out of PS. Case No.-453 Year-2023 Thana- MANJHAGARH District- Gopalganj

Surenbra Sha S/O Thakur Sha Resident of Village- Bondamunda Road, P.S.-
Raurkela, Dist.-Sundargarh, Orissa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajendra Narayan, Sr.Advocate

For the Opposite Party/s : Mr. Kalyan Shankar, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

4 23-03-2026 Heard Mr. Rajendra Narayan, learned senior
counsel for the petitioner as well as Mr. Kalyan Shankar, learned
Additional Public Prosecutor for the State.

2. Petitioner seeks bail who is in custody since
23.06.2025 in connection with Manjhagadh P.S. Case No. 453
of 2023, F.I.R. dated 17.12.2023 for the offences punishable
under Sections 364, 302, 201, 120(B) of the Indian Penal Code.

3. According to prosecution case, the informant
suspects the involvement of the petitioner and others in
kidnapping and killing his brother, namely, Manoj Sah.

4. Learned counsel for the petitioner submits that
petitioner has clean antecedent and he has falsely been
implicated in the present case. Petitioner is not named in the FIR
and his name transpired on the basis of confessional statement



of apprehended co-accused person, namely, Neha Kumari and from bare perusal of the confessional statement of the said Neha Kumar it appears that there is no specific allegation of assault or overt act against the petitioner rather there is general and omnibus allegation against all the accused persons including the petitioner. He further submits that the police after investigation submitted the charge sheet against the petitioner and the petitioner is in custody since 23.06.2025 .

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner and submits co-accused, Neha Kumari has disclosed that the petitioner was involved in the present crime in question but fairly submits that and except the disclosure made by apprehended co-accused person, no other cogent material has come during investigation which suggest the involvement of the petitioner in the present occurrence.

6. Considering the aforesaid facts and circumstances, let the petitioner, 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 C.J.M., Gopalganj in connection with Manjhagadh P.S. Case No. 453 of 2023, subject to the following conditions:-



i. Petitioner 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 his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

ii. 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.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. 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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