

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87731 of 2025

Arising Out of PS. Case No.-269 Year-2025 Thana- NAWADA MUFFASIL District- Nawada

Gogan Manhji S/o Karu Manhji R/o Village- Pathra English Orhanpur, P.S-
Muffasil, Dist- Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Sheo Kumar Prasad, Advocate
For the State	:	Mr. Anil Kumar, APP
For the Informant	:	Mr. Birendra Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 15-01-2026 Heard Mr. Sheo Kumar Prasad, learned counsel for the petitioner, Mr. Anil Kumar, learned Additional Public Prosecutor for the State as well as Mr. Birendra Kumar, learned counsel for the Informant.

2. Petitioner seeks bail who is in custody since 30.09.2025 in connection with Muffasil P.S. Case No. 269 of 2025, F.I.R. dated 24.05.2025 for the offences punishable under Sections 126(2), 115(2), 329(4), 109 of the Bharatiya Nyay Sanhita, 2023.

3. According to prosecution case, the informant alleged that when he along with one Binod Manhji was sitting at the doorstep, the petitioner, owing to previous enmity, arrived there and assaulted them by means of axe.



4. Learned counsel for the petitioner submits that petitioner has clean antecedent and he has falsely been implicated in the present case. The allegation levelled against the petitioner is false and fabricated and due to some petty dispute the present occurrence has taken place. Although the petitioner is 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 him 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 and the petitioner is in custody since 30.09.2025.

5. The learned Additional Public Prosecutor and learned counsel for the Informant have vehemently opposed the prayer for bail of the petitioner and submits that specific allegation of assault is attributed against the petitioner and injury inflicted upon the injured person is grievous in nature.

6. Considering the aforesaid facts and circumstances, petitioner has clean antecedent and there is no specific allegation of assault or overt act against him, 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 Additional Chief Judicial



Magistrate, 1st Class, Nawada in connection with Muffasil P.S.

Case No. 269 of 2025, 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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