

IN THE COURT OF ADDITIONAL CHIEF JUDICIAL MAGISTRATE-I, BENIPATTI-847223.

Case No.: - GR - 145 of 2021.

[In connection with Benipatti, P.S. Case No.:- 42/2021, dated:- 08-03-2021.]
(State Vs. Unknow.)

CIS No.- BRMB 210002322021.

- FIR lodged u/Ss.:- 392 of IPC.
- For the Petitioner:- Sri Dr. Shankar Kumar Jha, Advocate(Enrollment No.:- 3389/1999)
- For the State:- Sri Raj Dev Tiwary, Ld. S.D.P.O., Benipatti.

Present: - Preetam Kumar Ratan.
A.C.J.M.-I., Benipatti.

Order No.	Date of Order	Order with Signature of the Magistrate.	Office note as to action taken on order (If any) with date.
	27-03-2021	<p>This bail petition is being heard today in the Physical Court. The earlier filed bail petition on behalf of the both accused persons viz.: 1. Manoj Kumar Yadav, S/O- Rajendra Kumar Yadav, R/O Vill.:- Pithwatole, P.S.:- Deodha, & 2. Ranjeet Kumar, S/O- Upendra Raut, R/O Vill.:- Bhatchaura, P.S.:- Babubarhi both District:- Madhubani, who are <u>in the Judicial Custody since dated: - 13-03-2021.</u> (hereinafter referred to as "the petitioners only"), has been pressed for hearing today. The copy of the petition has already been furnished to the learned S.D.P.O. appearing for the State.</p> <p>The learned Counsel for the petitioner Sri Dr. Shankar Kumar Jha, Advocate (having Enrollment No.:- 3389/1999), while seeking the bail for the petitioners have advanced following arguments:-</p> <ul style="list-style-type: none">• That the accused petitioners are quite innocent and has not committed any offence or offence;• That no bail petition has earlier been filed on behalf of these petitioners either regular or anticipatory either in this Court or any other superior Court;• That there is no specific allegations against these petitioners;• That the petitioners never misused the privilege of bail deliberately or intentionally;• That the petitioners undertake to make proper pairvi in future;• That the petitioners are imposed by this learned Court;• That the petitioners are in judicial custody since 12-03-2021 and have sufficiently been punished;• That the petitioners are law abiding citizen hence there is no chance of his absconding;• That the petitioners are ready to furnish the bail bonds as the satisfaction of your honour. <p>The learned S.D.P.O. viz.: Sri Raj Dev Tiwary while appearing on behalf of the State has opposed the prayer of bail.</p>	

Handwritten signature and date:
27.03.2021

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	27-03-2021 Contd.	<p style="text-align: center;"><u>FINDINGS</u></p> <p>Having heard both sides at length, this Court has occasion to peruse the entire case record which transpires the following facts at present:-</p> <ul style="list-style-type: none"> • That there is direct and specific allegations against these petitioners with respect to involvement in alleged crime. • That the petitioners have played active role by hatching criminal conspiracy in commission of this alleged crime. • That the Confessional Statement of Yogendra Kumar Yadav leading to recovery and busting of this case and the name of these petitioners surfaced in that Confessional Statement. • That the Case Diary also contains incriminating materials against these petitioners. • That the allegation levelled against these petitioners are thus very serious and heinous in nature. • Thus, releasing the present petitioners on bail in the present facts and circumstances does not appear to be proper. <p>Accordingly, taking into account of the whole above facts, circumstances and above all the gravity of offence and the involvement of the petitioners in the alleged crime, it is hereby---</p> <p style="text-align: center;"><u>ORDERED</u></p> <ul style="list-style-type: none"> ▪ That the bail application of the petitioners viz.: 1. Manoj Kumar Yadav & 2. Ranjeet Kumar is hereby rejected in the interest of Justice and hence, the instant bail application stands accordingly disposed of. <p style="text-align: right;">Dictated <i>(Signature)</i> (P.K.Ratan) A.C.J.M.-I., Benipatti.</p>	

GR -145/2021.

State Vs. Unknown.

In The Court of ACJM-I, Benipatti (Madhubani) - 847223.

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