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IN THE COURT OF 1st ADDL. SESSIONS JUDGE, MUZAFFARPUR

B.P. No. 482/2026

Uday Prasad @ Mahatma & Anr..... Petitioners.
Vs.
State of Bihar.....O.P.

O R D E R

16.04.2026

This application has been filed, on behalf of the accused petitioners in custody, namely, (1) Uday Prasad @ Mahatma and (2) Manoj Prasad, for grant of regular bail, in connection with Motipur P.S. Case No. 240/2022, registered U/Ss 395, 397 of the IPC, pending in the Ld. Court of Ms. Jyoti Kumari, J.M.F.C., Muzaffarpur (West) .

Heard arguments of Ld. Counsel, appearing for the accused petitioner and Ld. A.P.P. for the State.

Ld. Counsel for the accused petitioner, has submitted that previously no anticipatory or regular bail petitions, of any nature had been filed by the the accused petitioner, either in this court or before the Hon'ble High Court. That the petitioner no. 01 has got criminal history of one case and petitioner no. 02 has got no criminal history. That the petitioner is quite innocent, has committed no any offence and has falsely been implicated in this case, out of grudge and enmity. That the petitioners are not named in the FIR and their names have surfaced in this case on the basis of confessional statement of co-accused. That no TIP has been conducted in this case. That some other co-accused persons have already been granted bail by the court. That the petitioners are in judicial custody, in this case, since 17.02.2026. Ld. Counsel for the petitioners side, prays for their release on bail.

Ld. A.P.P. for the state, opposed the prayer for bail.

Perused the original record, including the FIR and case diary, from paras no. 01 to 43. From perusal of the record, it transpires that the petitioners are not named in the FIR and they have been implicated in this case merely on the basis of confessional statement of the one co-accused person (CD para no. 21). The present petitioners were not apprehended on the spot and there is no recovery of any incriminating materials, from possession of these petitioners. No TIP has been conducted by the police. Some other co-accused persons have already

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Continued

16.04.2026 been granted bail by the court and case for bail of the petitioners stands on similar footing. The petitioners are in judicial custody, in this case, since 17.02.2026.

Considering the aforementioned facts and circumstances of the case, including period of jail custody, I am inclined to enlarge the petitioners on bail. Accordingly, bail application of the accused petitioners, namely, **(1) Uday Prasad @ Mahatma and (2) Manoj Prasad**, stands **allowed** and they are directed to be released on bail, on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount, each, to the satisfaction of the Ld. Court below. Let a copy of this order be sent to the court concerned, for needful.

(Dictated)

Sd./-

1st Addl. Sessions Judge
Muzaffarpur