

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20405 of 2015

Arising Out of PS.Case No. -396 Year- 2013 Thana -RUNISAIDPUR District- SITAMARHI

=====

1. Mundrika Mandal son of Khyali Mandal, R/o Village- Basudev
Bishanpur, P.S.- Runnisaidpur, District- Sitamarhi

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Jha

For the Opposite Party/s Mr. Smt.Veena Kumari Jaiswal(App)

=====

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

05/ 07.12.2015 Heard learned counsel for the petitioner as well as learned
Addl. Public Prosecutor for the State.

Petitioner is named in the first information report but
informant does not appear to be an eye-witness of alleged occurrence.

Moreover, at para 29 of the case diary, statement of
deceased was recorded by the Investigating officer under section 161
of the Cr.P.C and in the said statement, deceased stated in respect of
the petitioner to this extent that prior to alleged occurrence, he along
with the petitioner went to the shop of one Badri Mandal where he as
well as petitioner took wine and in the meantime, other accused
opened fire on him.

Considering the aforesaid facts and circumstances as well as
submissions of the parties, particularly, keeping in mind the statement
of the deceased recorded at para 29 of the case diary, let the petitioner
be released on bail on furnishing bail bonds of Rs 10,000/- with two

sureties of the like amount each to the satisfaction of the Chief
Judicial Magistrate, Sitamarhi in Runnisaidpur P.S. Case no.
396/2013.

shahid

(Hemant Kumar Srivastava,J)

