

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24488 of 2016

Arising Out of PS.Case No. -30 Year- 2015 Thana -EKCHARI District- BHAGALPUR

1. Pulish Mandal son of Late Baulal Mandal is the resident of village- Rani
Diyara, P.S.- Budhuchak, District- Bhagalpur

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Swapnil Kumar Singh
For the Opposite Party/s Mr. Shantanu Kumar (App)

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

04/ 18.07.2016 Heard learned counsel for the petitioner as well as learned
Addl. Public Prosecutor for the State.

Petitioner seeks bail in a case registered under section
302/34 of the Indian Penal Code and 27 of the Arms Act.

Petitioner is named in the first information report but
according to the prosecution case itself, the alleged occurrence took
place on 25.12.2015 and the informant's younger son narrated the
entire story to the informant on the same day but the first information
report was lodged on 28.12.2015 i.e. after three days of the alleged
occurrence and after recovery of dead body of the deceased.

Moreover, informant's younger son also does not claim
himself to be eye-witness of the alleged occurrence as he had not
stated who fired on the deceased.

Considering the aforesaid facts and circumstances as well as
submissions of the parties, 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, Bhagalpur in Ekchari P.S. Case no. 30/2015.

shahid

(Hemant Kumar Srivastava,J)

