

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.15718 of 2016**

Arising Out of PS.Case No. -144 Year- 2015 Thana -BASOPATTI District- MADHUBANI

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1. BINOD MANDAL @VINOD MANDAL Son of Prikshan Mandal  
2. Prikshan Mandal Son of Late Gular Mandal Both are resident of Village  
Selibeli, P.S. Basopatti, District Madhubani

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Malay Kumar Choudhary

For the Opposite Party/s : Mr. Ram Bachan Singh (App)

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**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR**  
**SRIVASTAVA**  
**ORAL ORDER**

2      19-04-2016      Heard learned counsel for the petitioners as well as  
learned Additional Public Prosecutor for the State.

Petitioners are named in the first information report and  
it would appear from perusal of the first information report that a  
quarrel took place between the parties on a petty issue and in that  
quarrel, petitioners and other accused are said to have assaulted  
the deceased with lathi and danda and it is specifically stated that  
petitioner no. 1 gave one stone blow which hit on the temple of the  
deceased. The impugned order shows that no external injury was  
found at the time of post mortem examination of the deceased but  
some ribs were found broken.

Submission on behalf of the petitioner is that the

deceased was unloading the bags of salt but, unfortunately, one bag fell on him and deceased sustained injuries and, subsequently, deceased died but informant lodged this false case only on the ground of suspicion. Moreover, the investigation against the petitioners has already been completed and their further detention in jail does not require.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioners, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1<sup>st</sup> class, Madhubani in connection with Basopatti P.S. Case No. 144 of 2015.

**(Hemant Kumar Srivastava, J)**

N.K/-

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