

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47330 of 2015

Arising Out of PS.Case No. -47 Year- 2014 Thana -SONBERSA District- SITAMARHI

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Santosh Mandal, son of Jhaman Mandal, R/o Village Sonbarsa, P.S.-
Sonbarsa, Distt. Sitamarhi.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Santosh Kumar

For the Opposite Party/s : Mr. Arun Kumar Singh-5(App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 19-01-2016 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in connection
with Sonbarsa P.S. Case No. 47 of 2014, registered for offences
punishable under Section 302/34 of the Indian Penal Code.

Learned counsel for the petitioner submits that the entire
F.I.R is a version which has been narrated by the nephew of the
informant, namely, one Puttu Kumar. Admittedly, the son of the
informant sustained injuries while the *Barat* procession was going
towards the wedding venue. There are no eyewitness in the case.
Furthermore, the petitioner is not named in the F.I.R and
subsequently on the basis of statement made during the course of
investigation that the petitioner was also one of the members of
the *Barat*, he has been roped into the present case. Considering the

nature of allegation made against the present petitioner, let the petitioner above named, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bond of Rs. 10,000 (Rs. Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Sitamarhi in connection with Sonbarsa P.S. Case No. 47 of 2014, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjana Mishra, J)

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