

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.46587 of 2017**

Arising Out of PS.Case No. -142 Year- 2017 Thana -CHAUSA District- MADHEPURA

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1. Dinesh Mandal, Son of Late Banarsi Mandal,  
2. Prakash Mandal, Son of Late Banarsi Mandal,  
3. Sarpanch Mandal, Son of Late Banarsi Mandal, All residents of Village-  
Dhan Mane Deeh, P.S. Chausa, District- Madhepura. .... Petitioner/s  
Versus

1. The State of Bihar. .... Opposite Party/s

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**Appearance :**

For the Petitioners : Mr. Sunil Kumar Thakur

For the State : Mr. Sri Parmanand Kumar

For the informant: M/s Anirudh Kr. Singh, Prabhat Kr. Singh & Ganesh Singh

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR**

**JHA**

**ORAL ORDER**

3      13-11-2017      Heard both sides.

The petitioners apprehend their arrest in Chausa P.S.  
case No. 142 of 2017 under Section 302/34 of the Indian Penal  
Code.

The informant alleged that his wife, as usual, slept at  
veramdah inside the house and when he woke up in the next  
morning the informant found his wife dead. The informant did not  
name any person.

The learned counsel for the petitioners submits that  
the petitioners are not named in the FIR. There is no eye witness  
of the occurrence. One Siyaram Mandal confessed his guilt before  
the police and disclosed the name of the petitioners. Save and  
except confession the police did not collect any tangible material  
against the petitioners.



The learned A.P.P. as well as the learned counsel for the informant vehemently opposed the prayer for anticipatory bail and submitted that Siyaram Mandal confessed his guilt, after being arrested, and disclosed the name of petitioners.

It appears that save and except confession of the Siyaram Mandal that he and others killed Karmi Devi, the deceased, on account of land dispute, by strangulating her, there is no other material to show the involvement of the petitioners in the murder of deceased.

Considering the facts aforesaid and the nature of allegation made against the petitioners, the petitioners, above named, in the event of their arrest or surrender before the learned court below within a period of four weeks from the date of receipt/ production of a copy of this order are directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub divisional Judicial Magistrate, Udakishunganj, Madhepura in connection with Chausa P.S. case No.142 of 2017, subject to conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Prabhat Kumar Jha, J)**

BKS/-

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