

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38572 of 2017

Arising Out of PS.Case No. -60 Year- 2017 Thana -BAUNSI District- BANKA

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1. Ram Prasad Mandal Son of Sri Baij Nath Mandal resident of Village -
Balarpur, P.S. Banka, District - Banka.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vikram Singh

For the Opposite Party/s : Mr. Md. Arif

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 21-09-2017 Heard the parties.

The petitioner seeks regular bail in connection with Bousi
P.S.Case No.60 of 2017, registered for offences punishable under
Sections 307, 394, 504, 506/34 of the Indian Penal Code and
Section 27 of the Arms Act.

Allegation against the petitioner is of firing on the injured
Sree Kant Kumar causing injury on his head.

Submission of the learned counsel for the petitioner is that
the injured has given fardbeyan in the hospital, which has come in
para 92 of the case diary, in which he has not named anybody and
even not identified any person and later on, he has named the
petitioner and the informant has also named the petitioner in this
case and at the same time a Title Suit is going on between the



petitioner and the informant as well as the injured, as such the petitioner has been falsely implicated in this case. The petitioner is in custody for about three months.

Heard learned A.P.P. and the learned counsel for the informant.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of A.C.J.M., Banka in connection with Bounsi P.S.Case No.60 of 2017.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the disposal of trial and make himself available as and when required by the court and on the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of his bail bond.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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