

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32158 of 2018

Arising Out of PS.Case No. -26 Year- 2018 Thana -BHAWANIPUR District- PURNIA

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1. Khagesh Mandal Son of Jay Prakash Mandal Resident of Village- Soran,
Ward No. 8, Police Station- Akbarpur, O.P., District- Purnea.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sudhir Kumar Thakur

For the Opposite Party/s : Mr. Sri Bhanu Pratap Singh

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

5 19-07-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is in custody since 06.02.2018 in
connection with Bhawanipur P.S. Case No. 26 of 2018 for the
offence registered under Sections 302 and 201/34 of the Indian
Penal Code.

Learned counsel for the petitioner submits that save
and except suspicion and the confessional statement made before
the police by one Jhula Devi wife of the deceased that the
petitioner was having an illicit relationship with herself, there is no
further material to indicate the complicity of the present petitioner.

Diary of the present case was called for which has
since been received.



Learned counsel for the State after perusal of the case diary submits that save and except, suspicion there is no further cogent material in the case diary so as to implicate the petitioner in connection with the present case.

Considering the aforesaid facts and circumstances of the case and that there is no eye witness to the occurrence, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Purnea in connection with Bhawanipur P.S. Case No. 26 of 2018, subject to the conditions that

(1) One of the bailors will be his own blood relative, preferably, father, mother, brother, sister and/or his wife.

(2) The petitioner shall not indulge himself in any similar offence till conclusion of the trial.

(3) The petitioner shall remain physically present in Court on each and every date during trial and in the event of his failure on two consecutive dates without sufficient reasons his bail bonds shall be liable to be cancelled by the learned



Court concerned.

(4) The petitioner shall co-operate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(Anjana Mishra, J)

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