

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.62265 of 2017**

Arising Out of PS.Case No. -137 Year- 2017 Thana -PIPRA District- SUPAUL

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1. Vinod Kumar @ Vinod Mandal, S/o Chandeshwari Mandal,  
2. Santosh Mandal @ Santosh Kumar S/o Nand Lal Mandal,  
3. Jagdish Mandal,  
4. Vijendra Mandal S/o Late Jitan Mandal, R/o Village- Koushalpatti, P.S.-  
Pipra, District- Supaul.

.... .... Petitioner

Versus

The State of Bihar

.... .... Opposite Party

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**Appearance :**

For the Petitioner/s : Mr. Arun

For the Opposite Party/s : Mr. Sri Anuj Kumar Srivastava

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**CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH**  
**ORAL ORDER**

2      04-01-2018                      Heard the learned counsel for the petitioners and the  
learned A.P.P. for the State.

This is an application for grant of anticipatory bail in  
connection with Pipra PS case no. 137 of 2017 registered for the  
offences punishable under Sections 324, 307 and other sections of  
Indian Penal Code.

The informant is the father of the deceased. In his  
written complaint, he had stated that on 11.07.2017 at about 8 pm the  
son of informant Chetanand Mandal was returning to his house then six  
accused persons including the petitioner surrounded him and started  
assaulting with iron rod and lathi and at that time the younger son of  
informant also reached there, then the accused petitioners threatened  
him that they will also kill him and he fled away to his house and told



the informant about the occurrence, thereafter the informant and other villagers reached at the place of occurrence, they found his son was unconscious, then they took him to Sadar Hospital, Supaul from where his son was referred to Gayatri Nursing Home, Sahars and from there he was referred to PMCH where he died due to head injury on 05.08.2017.

The learned counsel for the petitioners submits that FIR was lodged after six days of incident. It is further submitted that there is general and omnibus allegation against all accused persons. The delay explained by the informant is that on account of treatment of his son, he could register the FIR. It is further submitted that the petitioners have clean antecedent and they have been falsely roped in the present case on account of village enmity. It is further submitted that the similarly situated co-accused person has already been enlarged on regular bail by this court by an order dated 09.11.2017 passed in Cr.Misc. no. 52257 of 2017.

Having regard to the facts and circumstances of the case, I deem it fit and appropriate to admit the petitioners to the privilege of anticipatory bail, in the event of their arrest or surrender within a period of six weeks before the court below from the date of receipt/ production of a copy of this order on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) each with two sureties of the like amount each to the satisfaction of Addl. Chief Judicial Magistrate-3<sup>rd</sup>,



Supaul in connection with Pipra PS case no. 137 of 2017 subject to the conditions as laid down under Section 438(2) of Code of Criminal Procedure.

**(Mohit Kumar Shah, J.)**

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