

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.16726 of 2018

Arising Out of PS.Case No. -92 Year- 2014 Thana -PURAINI District- MADHEPURA

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Kailash Mandal, S/o Bahadur Mandal, resident of Village- Mahikhand,
Badhiya, P.S.- Barharakothi, District- Purnea.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Alok Kumar Singh

For the Opposite Party/s : Mr. Satyadev Prasad Singh Yadav

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

3 17-05-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in S.T. No. 56 of 2015
arising out of Puraini P.S. Case No. 92 of 2014 registered under
Sections 399, 402 and 414 of the Indian Penal Code.

Petitioner along with other accused persons are said
to have congregated at the place of occurrence to commit dacoity
and four accused persons were apprehended along with arms and
ammunitions who disclosed the name of the petitioner and one co-
accused as their fleeing accomplice.

It is submitted by learned counsel for the petitioner
that the petitioner has no concern with the aforesaid occurrence.
He has been falsely implicated in this case. He was neither
apprehended on the spot nor any incriminating article has been



recovered from his conscious physical possession. There is nothing in the record indicating the complicity of the petitioner in the occurrence barring confessional statement of the co-accused which has no evidentiary value in the eye of law. Though thirteen more criminal cases have been lodged against the petitioner, but he is on bail in all the aforesaid cases. The petitioner has been languishing in custody since 15.12.2016. Apprehended accused persons, namely, Ranjeet Mandal, Chhabilal Yadav and Sintu Mehra have been enlarged on bail by different co-ordinate benches of this court.

In the facts and circumstances of the case, the above named petitioner is 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 the learned 1st Additional Sessions Judge, Madhepura in connection with S.T. No. 56 of 2015 arising out of Puraini P.S. Case No. 92 of 2014.

(Prakash Chandra Jaiswal, J)

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