

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.803 of 2018

Arising Out of PS.Case No. -5 Year- 2017 Thana -SACHIWALAYA District- PATNA

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Shambhu Mandal @ Sabhu Saran @ Sambhu Sharan Kushwaha
..... Petitioner/s

Versus

The State of Bihar

..... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Javed Aslam, Advocate

For the Opposite Party/s : Mr. Sri Upendra Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD

ORAL ORDER

2 11-01-2018 Heard learned counsel for the petitioner and learned
APP for the State.

This is a case registered under Sections 363 and
365/34 of the Indian the Penal Code.

Counsel for the petitioner submits that other co-
accused against whom allegations have been levelled in the FIR
have been allowed bail by this Court in **Cr. Misc. No. 34453 of
2017 and 47967 of 2017**. Petitioner is not named in the FIR. Prior
to the instant case there is no criminal antecedent of the petitioner.
Merely on the basis of suspicion he has been implicated in the
instant case. Petitioner is in custody since 25.01.2017.
Investigation is also completed so there is no chance of tampering
the evidence of the witnesses.

In the facts and circumstances of the case, prayer for



bail of the petitioner is allowed. Let the petitioner above named be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of **Additional Chief Judicial Magistrate-cum-Sub Judge 2, Patna** in **Sachivalay P.S. Case No. 5 of 2017** subject to the conditions :

- (i) That one of the bailors will be a close relative of the Petitioner who will give an affidavit giving genealogy as to how he is related with the Petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the Petitioner.
- (ii) That the Petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Madhuresh Prasad, J)

Prakash/-

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