

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.74481 of 2018

Arising Out of PS. Case No.-150 Year-2002 Thana- PARBATTa District- Khagaria

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Lalo Mandal @ Lale Mandal, Son of Jatan Mandal, Resident of Village-
Hardayalpur, P.S.- Bihpur, District- Bhagalpur. at present Village- Satish
Nagar (Bhagwan Tola), P.S.- Pasraha, District- Khagria.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ram Sumiran Rai, Advocate

For the Opposite Party/s : Mr.Sri Ram Bilash Roy Raman (APP)

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

3 21-12-2018 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Parbatta (Pasraha) P.S. Case No. 150 of 2002
registered for the offences punishable under Sections
302/201/34 of the Indian Penal Code.

Informant has alleged in her fardbeyan that
petitioner including eight F.I.R. named accused persons have
killed her husband.

It has been submitted on behalf of the petitioner
that he is innocent and has committed no offence. He has been
falsely implicated in this case due to suspicion. There is no eye-
witness of the occurrence, as per F.I.R. informant has alleged
that she had been informed by her Gotni at her Naihar. The



F.I.R. was lodged after lapse of three months. Petitioner has no criminal antecedent and is in custody since 19.01.2018. Similarly placed co-accused has been granted bail by co-ordinate bench of this court passed in Cr. Misc. No. 30114 of 2003 vide order dated 14.11.2003.

Considering the aforesaid fact and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sessions Judge, Khagaria, in connection with Sessions Trial No. 246 of 2018 and Net No. (SC) 246 of 2018, subject to conditions:

- (1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.
- (2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by Court and his absence on two consecutive dates without sufficient reasons, his bail bond shall be cancelled by the court below.
- (3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(S. Kumar, J)

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