

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53082 of 2018

Arising Out of PS.Case No. -477 Year- 2017 Thana -JAGDISHPUR District- BHAGALPUR

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Pawan Mandal S/o Narad Mandal, R/o Vill.- Ganeshwar Tinpulliya, P.S.- Jagdishpur, District- Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. D.K.Pandey, Adv

For the Opposite Party/s : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 20-09-2018 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences alleged under Sections 341,323,307, 504/34 IPC registered in connection with Jagdishpur P.S. Case No. 477 of 2017.

3. It is submitted that the petitioner has been falsely implicated in the backdrop of land dispute between the parties who are neighbours. The allegation of assault with Khanti on the head of the informant is not supported by the injury report which discloses the injury on the hand with hard and blunt substance, which is simple in nature. The petitioner claims clean antecedents.

4. Having regard to the entirety of the facts and circumstances, as such, in the event of the petitioner's arrest or



surrender before the court below within six weeks from the date of communication of this order, let the above named petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, Bhagalpur, in connection with Jagdishpur P.S. Case No. 477 of 2017 subject to the conditions as laid down under Section 438 (2) Cr.P.C. and also subject to the following further conditions:

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That 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.

(iv) The petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

Chandran/BT

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