

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25956 of 2019

Arising Out of PS. Case No.-48 Year-2018 Thana- FALKA District- Katihar

SURESH MANDAL Son of Late Chhedi Mandal Resident of Village -
Malhariya, P.S.- Falka (Pothia), Distt.- Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Jha
For the Opposite Party/s : Mr.Pancha Nand Pandit

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

4 19-06-2019

The prayer for bail of the petitioner was earlier rejected by this Hon'ble Court vide order dated 24.09.2018 passed in Cr. Misc. no. 42109 of 2018 with direction to renew the prayer for bail after six months if no substantial progress is made in the case.

A report was called for from the Court below which has been received, wherein, it has been mentioned that charge has been framed on 27.2.2019 and no prosecution witness has been examined till date. From the report of Trial Court, it further appears that no substantial progress is made in the trial by the trial Court.

In the written report, there is allegation that this petitioner brutally assaulted the informant with axe causing injury on his head, nose, ear, neck etc.



Learned counsel for petitioner submits that petitioner is in custody since 11.5.2018.

Considering the aforesaid, let the petitioner, above named, be released 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 ACJM, V, Katihar in connection with Falka P. S. Case No. 48 of 2018, subject to the following conditions:-

- (i) Both the bailors shall be the close relative of the petitioner.
- (ii) The petitioner will remain present on every date of trial and absence of petitioner on two consecutive dates without valid reason will amount to cancellation of his bail bond.
- (iii) The petitioner will not try to tamper or intimidate the witnesses during trial.

(Sanjay Priya, J)

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