

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.54960 of 2019

Arising Out of PS. Case No.-28 Year-2017 Thana- DARBHANGA RAIL P.S. District-
Samastipur

Udesh Kumar Mandal @ Udesh Mandal @ Udai Mandal @ Uday @ Uday
Kumar Mandal, aged about 41 years. Male, Son of Gopal Mandal Resident of
Village - Koskipur Ward No. - 9, P.S.- Kursela, District - Katihar.

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Ranjan Kumar Jha, Advocate
For the Opposite Party : Mr. Rajendra Nath Jha, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 25-10-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is in custody in connection with Rail
Darbhanga P.S.Case No.28 of 2017 registered for an offence
under Sections 420, 467, 468, 489A, 489B and 489C/34 of the
Indian Penal Code.

Earlier the prayer for bail of this petitioner was
rejected by a coordinate Bench of this Court vide order dated
05.02.2018 passed in Cr.Misc.No.6099 of 2018.

Allegation against this petitioner is that he was caught
red handed carrying fake currency notes to the tune of
Rs.1,02,200/-.

It is submitted on behalf of that in spite of lapse of
more than two and half years, till date the case has not been
committed. It is also submitted that there is no recovery from
the possession of the petitioner and recovery is made from the



co-accused Sufal Choudhary. Petitioner is mere a career of the bag. Petitioner is in custody since 31.03.2017 and chargesheet has already been submitted.

Considering the aforesaid facts and circumstances, let the petitioner above named be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate (R) Samastipur in connection with Rail Darbhanga P.S.Case No.28 of 2017 with following conditions:-

(i) Petitioner shall cooperate 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 the Court and his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the court below.

(ii) If the petitioner tamper 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.

(Prabhat Kumar Singh, J)

B.Kr./-

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