

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54526 of 2021

Arising Out of PS. Case No.-188 Year-2021 Thana- KAHALGAON District- Bhagalpur

Mukul Mandal @ Sukul Mandal Son Of Late Shivnarayan Mandal R/O
Village- Mirzapur, P.S.- Ghogha (Kahalgaoon), District- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajive Ranjan Singh

For the Opposite Party/s : Mr.Shyameshwar Dayal

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2. 06-12-2021 Heard learned counsel for the parties.

The petitioner seeks bail in Kahalgaoon (Ghogha) P.S.
Case No. 188 of 2021, registered for the offence under Section
302, 120B/34 of the Indian Penal Code and Section 27 of the
Arms Act.

As per the F.I.R., on 14.03.2021 at about 11:30 PM, it
is alleged that deceased was killed by shooting and on hearing
the sound of firing, the informant saw through the window that
this petitioner alongwith other F.I.R. named accused persons,
armed with weapons, were coming out of the house of the
deceased through the courtyard.

It is submitted on behalf of petitioner that informant is



not eye-witness of the occurrence and petitioner has been made accused only on suspicion. As a matter of fact, the deceased was a widow & issueless and informant was cousin daughter-in-law of the deceased and the deceased had given her some ancestral property to her (informant), and as such, there was some enmity between the deceased and her co-sharers and due to which, she was killed. This petitioner is nowhere related to the deceased and no motive has been attributed to him. Petitioner has been made accused, since he is friend of co-accused Bhairo Mandal, who happens to be co-sharer of the deceased. It is further submitted that the alleged occurrence is said to have taken place in the night of 14.03.2021, but F.I.R. has been lodged on 16.03.2021 without any plausible explanation of delay. Petitioner is in custody since 26.06.2021. Investigation is complete.

Learned A.P.P. for the State has opposed the bail petition.

Considering the aforesaid facts and circumstances, the bail petition of petitioner is allowed. Let the above named petitioner 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 learned C.J.M., Bhagalpur in



connection with Kahalgaon (Ghogha) P.S. Case No. 188 of
2021.

(Prabhat Kumar Singh, J)

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