

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14930 of 2022

Arising Out of PS. Case No.-441 Year-2021 Thana- BELHAR District- Banka

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BARUN MANDAL@ BARUN KR. MANDAL Son of Bishwanath Mandal
Resident of Village- Kadwara, P.S.- Belhar (Khesar), District- Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Brij Nandad Prasad, Advocate.

For the Opposite Party/s : Mr. Ajay Kumar, APP.

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 06-07-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Belhar P.S. Case No. 441 of 2021 lodged under Sections 302 of
34 of Indian Penal Code.

As per the allegation made in the F.I.R that the
sister-in-law (Bhabhi) of the informant was sweeping in front of
the house, then all of sudden 4 accused persons including the
present petitioners visited with lathi, danda and started abusing
to the wife of the informant and subsequently attacked on her, as
a result she became faint. Thereafter, accused no.5 Nawita Devi
visited and put a blow on the chest of the deceased, thereafter
informant visited to hospital with his bhabhi for treatment but
the doctor has given opinion that the sister-in-law (Bhabhi) of

the informant died.

Learned counsel for the petitioner submits that petitioner is named in the F.I.R, informant is eyewitness but he has not made any specific allegation against anyone rather all allegations are general and omnibus in nature. Petitioner is aged about 72 years and he is in custody since 26.12.2021.

Learned counsel for the State opposes the prayer for bail.

Considering the facts and circumstances of this case that the entire dispute is takes place at the spur of the moment, petitioner is old aged, he is in custody since 26.12.2021 having clean antecedent and charge sheet has already been filed, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.20,000/- (Twenty thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Banka, in connection with Belhar (Khesar) P.S. Case No. 441 of 2021, subject to the conditions as laid down under Section 437(3) of Cr.P.C.

Accordingly, the bail application stands allowed.

(Dr. Anshuman, J)

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