

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24248 of 2022

Arising Out of PS. Case No.-247 Year-2021 Thana- BARARI District- Katihar

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MUKESH MANDAL @ MUKESH KUMAR Son of Musai Mandal Resident
of Village - Madhubani, Sakraili, P.S. - Barari, District- katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md. Musowir, Advocate

For the Opposite Party/s : Mr. Akhileshwar Dayal, APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 12-01-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has preferred this application for grant
of regular bail in a case registered under sections 302 and 34 of
the Indian Penal Code.

As per the prosecution case, it is stated by the
informant that her son was having a love affair with the
daughter of one Sankar Mandal. Both Sankar Mandal and the
petitioner herein who happens to be the son in law of Shankar
Mandal had threatened the informant's son that he would be
killed if he continued with the relationship. Subsequently his
dead body was found hanging from a tree.

It is submitted by learned counsel for the petitioner
that the petitioner has been falsely implicated in the case. No



material has transpired in course of investigation to connect the petitioner with the alleged crime. The case of the petitioner stands on a similar footing to that of co-accused Shankar Mandal who has been enlarged on bail vide order dated 1.9.2022 passed in Cr. Misc. no. 27478 of 2022. The petitioner is in custody since 11.2.2022 and has no criminal antecedent.

Heard learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the material that has transpired in course of investigation, grant of bail to the above mentioned co-accused Shankar Mandal and the petitioner having remained in custody for 11 months since 11.2.2022, the Court directs the petitioner to be enlarged on bail in connection with Barari (Semapur) P.S. Case no. 247 of 2021 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M-VI, Katihar, District Katihar.

(Partha Sarthy, J)

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