

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36092 of 2023

Arising Out of PS. Case No.-254 Year-2020 Thana- KAHALGAON District- Bhagalpur

RODHAN MANDAL @ RAGHUNATH MANDAL SON OF LATE BAIJU
MANDAL RESIDENT OF VILLAGE- SAITPURA, KULKULIYA, P.S
-KAHALGAON, DISTRICT- BHAGALPUR Petitioner/s

Versus

The State of Bihar

.. ... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajive Ranjan Singh, Adv.

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

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 28-06-2023 Heard Mr. Rajive Ranjan Singh, learned counsel for

the petitioner and Mr. Shyam Kumar Singh, learned Additional

Public Prosecutor for the State.

2. Petitioner seeks regular bail in connection with

Kahalgaon PS Case No. 254/2020 dated 24.04.2020 registered

for the offence punishable under Sections 302, 307/34 of the

IPC and Section 27 of the Arms Act.

3. As per First Information Report, the petitioner

along with one Bishnu Mandal caught hold the brother of the

informant and co-accused, Dhruplal Mandal fired upon the

brother of the informant due to which he sustained bullet injury

in the stomach and died. Other co-accused fired upon the

informant also due to which he sustained gun-shot injury.

4. Learned counsel for the petitioner submits that the

petitioner has falsely been implicated in this case due to village



politics and altogether eight persons have been made accused in this case. The only allegation against the petitioner is that he caught hold the brother of the informant along with other co-accused Bishnu Mandal who has been granted bail by a Co-ordinate Bench of this Court in Cr. Misc. No. 26142/2023 *vide* order dated 24.05.2023. It is also submitted that petitioner having clean antecedent is in custody since 18.11.2022.

5. Having regards to the submissions made by the parties and taking into consideration the fact that similarly situated co-accused has been granted bail by a Bench of this Court, petitioner is in custody since 18.11.2022 and he has got clean antecedent, I am inclined to grant regular bail to the petitioner.

6. Accordingly, 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 learned 15th Additional Sessions Judge, Bhagalpur in connection with Kahalgaon PS Case No. 254/2020, S.T. No. 36/2023.

(Anil Kumar Sinha, J)

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