

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39767 of 2023**

Arising Out of PS. Case No.-34 Year-2021 Thana- EKCHARI District- Bhagalpur

Manoj Mandal S/O Wakil Mandal @ Vakeel Mandal R/O At Rani Diyara, Ps.
Ekchari, Dist. Bhagalpur

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Deepak Kumar Sinha

For the Opposite Party/s : Mr.Choubey Jawahar

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

4 30-08-2023 Heard learned counsel for the petitioner and

learned A.P.P appearing on behalf of the State.

The petitioner is languishing in custody in a
case registered for the offences punishable under
Sections 302, 307, 326 of the Indian Penal Code.

It is alleged against the petitioner that he
sprinkled petrol on the body of the younger brother, his
wife and grand-son, as a result of which, the brother and
his wife succumbed to the injuries.

It is submitted by learned counsel for the
petitioner that petitioner is innocent and he has falsely
been implicated in this case. There is previous dispute



between the petitioner and informant's side due to which, the petitioner has falsely been implicated in this case. There is no eye witness to the occurrence. It is further submitted that in the deposition, the informant has admitted that electricity facility is also available in the straw made house and electric connection was not affected and it is unbelievable that petitioner has set fire through the petrol to his own father-in-law, mother-in-law and his own son. The petitioner is languishing in custody since 04.10.2021. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

In contra, learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner and submitted that there is specific allegation against the petitioner that he sprinkled petrol upon the body of his own father-in-law, mother-in-law and son, as a result of which, two persons succumbed to the injuries. The independent witnesses also supported



the case of the prosecution.

Considering the fact that there is specific accusation against the petitioner, this Court is not inclined to grant bail to the petitioner. The prayer for grant of bail to the petitioner stands rejected.

The Trial Court is directed to expedite the trial and conclude the same at the earliest.

(Sunil Kumar Panwar, J)

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