

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45328 of 2022

Arising Out of PS. Case No.-1 Year-2012 Thana- DHURAIYA District- Banka

SUNIL MANDAL SON OF LATE BHOPALI MANDAL @ BHOPAL
MANDAL R/O VILLAGE- DEODAR, P.S.- DHORAIYA, DISTRICT-
BANKA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Praveen Kumar

For the Opposite Party/s : Mr.A.PP

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 16-01-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in a case registered
for the offence punishable under sections 302, 201 and 34 of the
Indian Penal Code.

As per allegation in the FIR, petitioner had
established physical relationship on the pretext of marriage with
widow daughter of the informant as a result of which she
became pregnant and petitioner took her to hospital for abortion,
where she died.

It is submitted by learned counsel for the petitioner
that petitioner is innocent and has been falsely implicated in
this case only on the basis of suspicion. There is delay in



lodging the FIR. Petitioner denies whole allegations levelled against him. Deceased was admitted in hospital for abortion but after her death, her dead body was taken by unknown person in absence of doctor. There is no consistent evidence against the petitioner. He is languishing in judicial custody since 20.05.2022.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-I, Banka in connection with S Tr. No. 202 of 2022, arising out of Dhoraiya P.S. Case No. 01 of 2012.

(Sunil Kumar Panwar, J)

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