

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58254 of 2022**

Arising Out of PS. Case No.-141 Year-2021 Thana- DHANKUND District- Banka

Dev Kumar @ Dev Kumar Mandal @ Devan Mandal Son Of Fekan Mandal
R/O Village- Ganga Karhariya, P.S.- Goradih, District- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manoj Kumar Jha

For the Opposite Party/s : Mr.Ramchandra Sahni

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR

ORAL ORDER

3 24-03-2023 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, 120(B) of the Indian Penal Code.

The prosecution case as per F.I.R. is that the

informant had made a written statement before the

SHO, Dhankund Police station alleging therein that the

friends of his son picked him away on an Auto-rickshaw



and immediately thereafter, he got information that his son is seriously injured lying on the road. He rushed and picked his son to the hospital where he was declared dead.

It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in this case. It is also submitted that all the friends moving on the Auto went to a tea shop and after sipping tea, as they moved forward, the Auto met with an accident and out of fear they fled away. There is no eye witness to the occurrence. The petitioner is not named in F.I.R and only on the basis of suspicion, the petitioner has been roped in the present case. The petitioner is languishing in custody since 28.06.2022. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/-



(Ten Thousands) with two sureties of the like amount
each to the satisfaction of learned Sub-Divisional Judicial
Magistrate, Banka in connection with Dhankund P.S.
Case No. 141 of 2021.

(Sunil Kumar Panwar, J)

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