

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65088 of 2023

Arising Out of PS. Case No.-18 Year-2021 Thana- BIHPUR District- Bhagalpur

Kamli Mandal S/O Late Jageshwar Mandal R/O Village- Sahapur, P.S-
Bihpur, Distt.- Bhagalpur.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dr. Manoj Kumar, Advocate

For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 13-10-2023 Learned counsel for the petitioner is permitted to
remove defect (s), as pointed out by the office, if any, within a
period of four weeks.

2. Heard learned counsel for the petitioner and learned
A.P.P for the State.

3. The petitioner has preferred this application for
grant of regular bail in connection with Bihpur P.S. Case No. 18
of 2021 dated 14.01.2021 registered for the offences punishable
u/ss 302 read with section 34 of the Indian Penal Code.

4. As per the prosecution case, unknown miscreants
are alleged to have shot the father of the informant dead at
midnight when he was sleeping.

5. Learned counsel for the petitioner has submitted



that the petitioner is innocent and has falsely been implicated in this case. The petitioner is not named in the FIR. The name of the petitioner has sprung up in the confessional statement of the co-accused Etwari Mandal. Similarly situated co-accused has already been granted bail by the co-ordinate bench of this court *vide* order dated 05.07.2023 passed in Cr. Misc. No. 73088 of 2022. The petitioner has three criminal cases as stated in para 3 of the bail petition. The petitioner is in custody since 20.09.2022.

6. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

7. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Naugachhiya, Bhagalpur in connection with Bihpur P.S. Case No. 18 of 2021, with the condition/s:-

(i). The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bond of the petitioner is liable to cancelled.



8. The application stands allowed.

(Chandra Prakash Singh, J)

guddukr/-

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