

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72153 of 2022

Arising Out of PS. Case No.-52 Year-2022 Thana- HATHAURI District- Samastipur

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RAMESH MANDAL @ RAMESH KUMAR MANDAL @ RAMESH
KUMAR Son of Late Parmeshwar Mandal R/v- Boraj Shivajee Nagar, P.S.-
Hathauri, District- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Anshu Dhar Sharma

For the Opposite Party/s : Mr.Rina Sinha (APP)

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 02-02-2023 Heard learned counsel for the petitioner and learned
APP for the State.

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

Allegation against the petitioner is that he along with
other co-accused persons committed murder of the husband of
the informant causing injury with sharp cut weapon due to
previous enmities.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in this present case due to previous
enmity between the parties. It is further submitted that nothing
surfaced, during course of investigation in furtherance of



suspicion as raised, which may connect this petitioner with this offence. There is nothing against this petitioner except confessional statement of co-accused Nitish Kumar which is mentioned in impugned order. Moreover, similarly situated co-accused Nitish Kumar has already been granted bail by a coordinate bench of this court vide order dated 18.11.2022 in Cr. Misc. No. 43976 of 2022. It is further submitted that the petitioner is languishing in judicial custody since 23.7.2022.

Learned APP appearing for the state has opposed the prayer of regular bail.

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 released on bail in connection with Hathauri P.S. Case No. 52 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M. I, Rosera, Samastipur.

(Sunil Kumar Panwar, J)

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