

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27956 of 2024**

Arising Out of PS. Case No.-15 Year-2024 Thana- BARIYARPUR District- Munger

Kundan Mandal Son of Anil Mandal Resident of vill Paria PS Bariarpur Distt
Munger

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjiv Kumar Singh, Advocate

For the Opposite Party/s : Mr.Narendra Kumar Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 18-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Bariarpur P.S. case No. 15 of 2024 instituted for the offences
under Sections 341, 324, 307/34 of the Indian Penal Code and
27 of the Arms Act.

3. Prosecution case, in short, is that on the alleged date
and time of occurrence, five accused persons including this
petitioner started firing on the nephew of informant, as a result



of which he sustained injuries.

4. Learned counsel for the petitioner submitted that the petitioner has falsely been implicated in the present case due to previous enmity. Learned counsel for the petitioner submits that general and omnibus allegation has been made against the petitioner. No specific overt act is alleged against the petitioner, rather the specific allegation of firing has been levelled against co-accused Govind Mandal, Pinka Mandal and Anil Mandal. He further submitted that informant is not the eye-witness to the alleged occurrence. No incriminating article has been recovered from the conscious possession of the petitioner. It has been submitted on behalf of the petitioner that the petitioner is in custody since 13.01.2024 and has one criminal antecedent but he is on bail in that case.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, no specific allegation against this petitioner as also the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of



the like amount each to the satisfaction of Court
below/concerned Court in connection with Bariarpur P.S. case
No. 15 of 2024.

(Rudra Prakash Mishra, J)

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