

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52603 of 2024

Arising Out of PS. Case No.-443 Year-2023 Thana- JAMUI District- Jamui

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Pappu Mandal @ Surendra Mandal @ Surendra Kumar Mandal Son Of
Narayan Mahto Village- Amrath, Ps- Jamui, Dist- Jamui.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner	:	Mr. Y.C. Verma, Sr. Advocate
	:	Mrs. Kumari Anupam, Advocate
For the Opposite Party	:	Mrs. Suman Kumari Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 24-07-2024 Heard learned senior counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Jamui P.S. Case No. 443 of 2023 lodged on 13.07.2023 under
Sections 419, 420, 466, 467, 468, 471, 120B and 353 of the
Indian Penal Code.

3. As per the prosecution case, the FIR has been
lodged against three named accused persons, including the
present petitioner. There is an allegation that the accused
falsified his identity, appearing as another person through
impersonation.

4. Learned senior counsel for the petitioner submits
that the petitioner is innocent and has committed no offence. He



further submits that upon going through the entire prosecution story, it is basically a case of impersonation with the judicial system for which maximum punishment is three years. The petitioner is in custody since 30.11.2023.

5. Learned counsel for the State opposes the prayer for bail and fairly submits that it is a case of impersonation of judicial system. He further submits that there are 13 criminal cases pending against him and at the time of considering the prayer for bail of the petitioner, this aspect must be taken into consideration that the antecedent of the petitioner is not clean.

6. Upon specific query of the Court to the effect that the charge has been framed or not, learned senior counsel for the petitioner submits that he is not aware about the fact whether charge has been framed in this or not?

7. In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned court of CJM, Jamui, subject to the conditions as laid down under Section 437(3) of the Code of Criminal Procedure with other following conditions:

(i) one of the bailor should be the family member of



the petitioner who shall provide official document to show his *bona fide*;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail bonds by the Trial Court itself;

(iii) the petitioner shall appear before the concerned police station every month for one year to mark attendance;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidence, failing which the State shall be at liberty to take steps for cancellation of the bail bonds; and

(v) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of the bail bonds.

8. The learned court below shall release the petitioner on bail only after framing of charge, if not framed as well as on being satisfied that the petitioner is not absconding in any of the cases as mentioned in paragraph no.3 of the petition as under :-

1. Jamui P.S. Case No. 174 of 2017

2. Jamui P.S. Case No. 575 of 2022

3. Jamui P.S. Case No. SC/ST Case No. 56 of 2020



- 4. Jamui P.S. Case No. 173 of 2017
- 5. Jamui P.S. Case No. 718 of 2022
- 6. Jamui P.S. Case No. 81 of 2020
- 7. Jamui P.S. Case No. 237 of 2018
- 8. Jamui P.S. Case No. 30 of 2022
- 9. Jamui P.S. Case No. SC/ST Case No. 23 of 2017
- 10. Jamui P.S. Case No. 03 of 2019
- 11. Jamui P.S. Case No. 402 of 2019
- 12. Jamui P.S. Case No. 501 of 2018
- 13. Jamui P.S. Case No. 194 of 2016

(Dr. Anshuman, J.)

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