

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54703 of 2024

Arising Out of PS. Case No.-139 Year-2024 Thana- FORBESGANJ District- Araria

Deepak Kumar Mandal @ Deepak Kumar Son of Birendra Mandal Resident
of Village - Khairkhan, Madhubani, Ward No.- 08, P.S.- Forbesganj, District -
Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gopal Kumar Jha, Advocate
For the Opposite Party/s : Mr. Damodar Prasad Tiwary, APP

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

ORAL ORDER

3 27-09-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with
Forbesganj P.S. Case No. 139 of 2024 instituted for the offence
under Section 394 of the Indian Penal Code.

3. As per prosecution case, the Informant was
working on the post of Field Officer in Bandhan Bank, Branch
Fulkaha. It is alleged that on 22-02-2024, four unknown
miscreants on two motorcycles came and overtook the vehicle
of the Informant, and thereafter, on the point of pistol, looted
cash of Rs.12 lakh.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 05-03-2024. Petitioner



bears five criminal antecedents, as per disclosure made in paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. Nothing has been recovered from physical and conscious possession of the petitioner. It is submitted that petitioner is alleged to have fled away from the place of occurrence. Learned counsel submits that petitioner has no concern with the alleged occurrence. Petitioner was not put on T.I. Parade. Charge sheet has been submitted in this case. Other co-accused has been granted bail by this Court *vide* order dated 02-08-2024, passed in Cr. Misc. No. 54978 of 2024.

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

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner, manner of petitioner's implication and charge sheet being submitted, this Court is inclined to grant bail to the petitioner.

8. 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 Forbesganj



P.S. Case No. 139 of 2024, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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