

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24473 of 2025

Arising Out of PS. Case No.-210 Year-2024 Thana- BARIYARPUR District- Munger

Gorelal Mandal S/O Paro Mandal R/O Village- Bangali Tola, P.S- Bariyarpur,
Distt.- Munger.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Krishna Prasad Singh, senior Advocate Mr. Shashi Saurabh, Advocate Ms. Puja Kumar , Advocate
For the Opposite Party/s :		Mr. Umeshanand Pandit , APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 29-07-2025 Heard learned counsel for the petitioner and the
State .

2. Petitioner apprehends his arrest in a case registered
for the offence punishable under sections 191(2)(3), 126(2),
115(2), 109, 103(1) of Bharatiya Nyaya Sanhita, 2023 .

3 . The prosecution case in brief, is that informant
namely , Chhotu Kumar alleged that on 23.09.2024 at about
4:30 PM , due to dispute regarding tying cows on the roadside ,
13 named accused persons including this petitioner armed with
deadly weapons brutally assaulted father of informant Kamil
Mandal and brother of informant Adarsh Kumar. It is further
alleged that during assault seven accused persons held Adarsh
Kumar and struck him repeatedly on the head with iron rods due



to which he sustained severe injuries. It is further alleged that on 24.09.2024 , brother of informant Adarsh Kumar died during course of treatment.

4. It is submitted on behalf of the petitioners that petitioner has falsely been implicated in this case due to land dispute in between the parties. Falsity of the F.I.R. is apparent from this fact alone that just after the occurrence which took place on 23.03.2024 , informant Chhotu Kumar lodged Pradhan Nagar P S U/D 22 of 2024 , on 25.09.2024 , in which informant has not disclosed name of any of the accused persons including this petitioner and after delay of 4 days of the alleged occurrence on 27.09.2024 , the instant F.I.R. has been lodged wherein it is alleged that 13 named accused including this petitioner assaulted informant , his father and brother, as a result of which brother of informant namely , Adarsh Kumar died during course of treatment. It is further submitted that as per F.I.R., this petitioner along with other co-accused persons namely , Dhananjay Mandal, Chhanguri Mandal, Karelal Mandal, Santosh Mandal, Rohit Mandal and Nakul Mandal assaulted brother of informant but in the post mortem report doctor has found only three injuries on the body of persons of deceased and as such , it is not clear that whose assault caused



the death of informant.

5 . Learned counsel for the State opposed the bail petition .

6 Considering the aforesaid facts, delay in lodging the F.I.R., clean antecedent of the petitioner and other circumstances of the case , in the event of arrest or surrender within eight weeks from today, let the petitioner, as named above, be enlarged on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of the learned JM 1st Class Munger in connection with Bariyarpur P.S. Case No. 210 of 2024 , subject to the conditions laid down under section 482(2) of the Bharatiya Nagarik Suraksha Sanhita , 2023 .

(Prabhat Kumar Singh, J)

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