

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67884 of 2024

Arising Out of PS. Case No.-34 Year-2024 Thana- Bypass District- Bhagalpur

Gandhi Mandal @ Randhir Kumar S/O Dukhan Mandal R/O Village-
Chhiliya Koile, P.S- By- Pass, Distt.- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. N. K. Agrawal, Sr. Adv.
Mr.Indeshwari Mandal, Adv.
For the informant : Mr. Chandra Shekar Kumar, Adv
For the Opposite Party/s : Mr. Shailendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY

ORAL ORDER

4 22-01-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
By-pass P.S. Case No. 34 of 2024 initially registered for the
offence punishable under Sections-364, 120(B), 34 of the Indian
Penal Code and later on, charge sheet was submitted under
Sections-302, 201, 120(B)/34 of the Indian Penal Code.

3. Allegedly, co-accused, Rajnish Kumar used to visit
the informant's house and pretended himself to be unmarried.
Meanwhile, the informant's younger sister and Rajnish Kumar
fell in love and affection and they got married. Later, she came
to know that Rajnish Kumar was already married and had



children. It is further alleged that on 28-04-2024, the informant got an information that accused persons named in the FIR had committed murder of his younger sister. The informant has expressed firm belief that the accused persons including the petitioner and other co-accused persons, in a deep conspiracy, had murdered his younger sister namely Renu Kumari and concealed her dead body.

4. Mr. N. K. Agrawal, learned senior counsel has submitted that the petitioner is innocent and has falsely been implicated in the present case. It has further been submitted that the complicity of the petitioner in commission of murder has not transpired from the evidences collected during course of investigation. It has also been submitted that at best, the offence under Section-201 of the Indian Penal Code may be attributable to the petitioner. Learned Senior Counsel has drawn my attention towards the statement of the petitioner, in which he has stated that co-accused Rajnish Das is friend of the petitioner and after committing murder of his wife, Rajnish Kumar came to the petitioner and solicited the assistance of the petitioner in disposal of the deadbody.

5. Learned counsel appearing for the State has opposed the prayer for bail.



6. From the materials collected during course of investigation, it appears that the petitioner has no involvement in the commission of murder of the deceased and co-accused persons on similar allegations, have been granted anticipatory bail in Cr. Misc. No. 68932 of 2024.

7. Considering the aforesaid facts and circumstances, let the petitioner named above, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bhagalpur in connection with By-pass P.S. Case No. 34 of 2024.

(Nawneet Kumar Pandey, J)

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