IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79468 of 2026

CNR No. BRHC011147702026

Arising Out of PS. Case No.-83 Year-2025 Thana- GOPALPUR District- Bhagalpur

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1. Manish Kumar @ Manish Mandal S/O Manoj Mandal Resident of Village- Dimaha, P.S- Gopalpur, District- Bhagalpur.
2. Rajesh Kumar @ Rajesh Mandal S/O Hubas Mandal R/O Village- Harnathchak, P.S.- Naugachia, Distt.- Bhagalpur.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Bhavesh Kumar
For the Opposite Party/s : Mr.Dr. Ajeet Kumar

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CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA

ORAL ORDER

2 23-11-2026 Heard learned counsel for the petitioners and learned Additional Public Prosecutor for the State.

2. The petitioners seek bail in a case registered for the offence punishable under Sections 103(1), 3(5) of the B.N.S.

3. Petitioners along with other accused persons are said to have assaulted the husband of the informant by means of brick due to which he died during the course of treatment.

4. Learned counsel for the petitioners submits that the petitioners along with other co-accused persons have been made an accused in the present case with aid of general and omnibus allegations of assaulting the deceased by means of brick. It is further submitted that for the occurrence which took place on 06.03.2025, the First Information Report came to be lodged on

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19.03.2025 after the death of the deceased which took place on 18.03.2025. From the narration of facts in the First Information Report also it would be evident that there is allegation of assaulting by means of brick upon all the co-accused persons and it is also admitted that during the course of treatment the deceased was brought back to his house on 15.03.2025 and only thereafter on 18.03.2025, he had died, whereafter the present case came to be lodged. Learned counsel has pointed out that the similarly situated two of the co-accused persons Manoj Mandal and Nand Kishore Mandal have already been granted bail by a coordinate Bench of this Court vide order dated 14.05.2026 passed in Cr. Misc. No. 24515 of 2026 (Annexure-P/3). The petitioners are in custody since 24.08.2026 having no criminal antecedent, charge-sheet has been submitted and the petitioners undertake to cooperate in the trial.

5. Learned APP for the State has opposed the application for bail.

6. Taking into consideration the facts and circumstances and also considering the there is general and omnibus nature of allegations and inordinate and unexplained delay in lodging of the FIR coupled with the fact that the similarly situated co-accused has already granted bail, let the

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above named petitioners, who have no criminal antecedent, be enlarged on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Gopalpur P.S. Case No. 83 of 2025.

(Soni Shrivastava, J)

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