

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81111 of 2025

Arising Out of PS. Case No.-110 Year-2024 Thana- Amdanda District- Bhagalpur

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Hupa Mandal @ Huppa Mandal S/o- Naresh Mandal Village - Surmaniya,
P.S.- Amdanda, Dist. - Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Davendra Kumar Pandey

For the Opposite Party/s : Mr.Ram Sumiran Rai

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 17-02-2026 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 103(1),
61(2), 3(5) of the Bharatiya Nyaya Sanhita.

3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and the informant,
who is daughter of the deceased, alleges that her mother was
killed by the accused persons. It is next alleged that deceased
was living separately from Sunil along with her younger
daughter and her younger daughter had gone to see a fair and
when she returned at 12.30 P.M., she saw Rubi Devi and
Brajesh Mandal leaving the house, thus alleges that the accused
persons killed her mother with a view to usurp her property.



4. Learned counsel for the petitioner submits that from perusal of the allegations as alleged in the FIR, it would manifest that petitioner is not named in the FIR and his name transpired during the course of investigation, when some witnesses disclosed that petitioner had a hot talk with the deceased on the issue of his mobile based on which he had threatened. It is next submitted that Rubi Devi, Brajesh Mandal and Sudami Devi had approached this Court seeking anticipatory bail by filing Cr. Misc No. 18987 of 2025 and the same came to be allowed by an order dated 15-5-2025. It is further submitted that Sunil Mandal, during subsistence of his first marriage, performed his second marriage with the deceased about more than 20 years back and out of the wedlock, the informant and another child, who presently is 9 Years of age, were born. It is also submitted that in the FIR the allegation is based on suspicion against the family members, but since during the course of investigation, it transpired that even petitioner had a hot talk with the deceased as such he came to be implicated when there is no eye-witness to the occurrence. It is next submitted that petitioner will not abscond rather will co-operate in the investigation to prove his innocence.

5. Learned A.P.P. for the State opposes the prayer for



anticipatory bail of the petitioner.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Amdanda P.S. Case No.110/2024 subject to the conditions as laid down under Section 482 (2) of the BNSS.

7. However, it is made clear that in the event, if the Investigating Officer of the case files an application before the learned trial court bringing to its notice that the petitioner, despite giving assurance to this Court, is not cooperating in the investigation, in that event, the learned trial court shall be at liberty to cancel the bail bonds of the petitioner.

(Satyavrat Verma, J)

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