**IN THE HIGH COURT OF JUDICATURE AT PATNA**
**CRIMINAL MISCELLANEOUS No.82401 of 2026**
**CNR No. BRHC011189422026**
Arising Out of PS. Case No.-312 Year-2025 Thana- AMDABAD District- Katihar

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Bharat Mandal S/O Khelu Mandal @ Khalu Mandal Resident of Village- Jagbandhu Tola, Chandanpur, P.S- Ratwa, District- Malda (WB).

... ... Petitioner

Versus

The State of Bihar

... ... Opposite Party

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**Appearance :**
For the Petitioner : Mr. Bimal Kumar, Adv.
For the Opposite Party : Mr. Pushpa Sinha, APP

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**CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA**

ORAL ORDER

2 25-11-2026 Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

2. The petitioner seeks bail in connection with Amdabad P.S. Case No.312 of 2025 registered for the offences punishable under Sections 103(1), 61(1) and 3(5) of the Bharatiya Nyaya Sanhita, 2023 (for short 'B.N.S.').

3. The petitioner is not named in the FIR and is in custody since 06.12.2025.

4. As per FIR, the son of the informant, namely, Ankur Sarkar aged about 14 years were taken away from home by Aditya Mandal, Kailash Mandal and Kaushik Mandal, and, subsequently, the son of the informant found murdered. It is further alleged that deceased was suspected to be in relationship with one Suhana Yadav aged about 15 years and,

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therefore, the brother of the Suhana Yadav along with others assistance committed the present occurrence.

5. It is submitted by learned counsel appearing for the petitioner that name of this petitioner transpired during the course of investigation on the basis of confessional statement of co-accused Kailash Mandal, in furtherance of which, no incriminating material recovered/surfaced as to connect this petitioner with the present occurrence of murder. It is submitted that Kailash Mandal, who was alleged with more aggravated allegation of calling the deceased from his home was granted bail by one of the learned co-ordinate Bench of this Court through Cr. Misc. No. 18019 of 2026, dated 27.05.2026, and therefore, as a matter of judicial parity, this petitioner also deserves bail. While concluding argument, it is submitted that investigation of this case has already been completed, for which, charge-sheet has been submitted and, as such, there is no chance of tampering with the evidence. Petitioner claimed clean antecedent.

6. Learned APP opposed the prayer for grant of bail to the petitioner.

7. In view of aforesaid factual submissions and by

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taking note of the fact as prima-facie except suspicion arising out of confessional statement, nothing incriminating surfaced against this petitioner during investigation as to connect this petitioner with the present occurrence of murder coupled with the fact that investigation of this case has already been completed, wherein petitioner being a man of clean antecedent remains in custody since 06.12.2025, accordingly, the petitioner, above-named, is directed to be released on bail furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Katihar, in connection with Amdabad P.S. Case No.312 of 2025, subject to the conditions as laid down under Section 437(3) of the Code of Criminal Procedure (for short 'CrPC')/under Section 480(3) of the Bharatiya Nagarik Suraksha Sanhita (for short 'BNSS').

**(Chandra Shekhar Jha, J.)**

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