

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86984 of 2025

Arising Out of PS. Case No.-9 Year-2024 Thana- BANDHUWA KURAWA District- Banka

Manoj Panda Son of Durga Panda Resident of Village- Palar, P.S.- Bandhuwa
Kurawa, Distt.- Banka

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Prakash Dwivedi, Advocate

For the Opposite Party/s : Mr. Madhura Nand Jha, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

5 01-05-2026 Heard the parties.

2. The petitioner is in judicial custody in connection with Session Trial No. 336 of 2024, arising out of Bandhua Kurawa P.S. Case No. 09 of 2024, for the offences punishable under Sections 304(B), 341, 323, 504/34 of the Indian Penal Code, lodged on 04.02.2024 by the informant, Gajo Devi.

3. As per the prosecution case, the informant alleged that the deceased was married to this petitioner but was tortured for dowry and on the fateful day, they committed murder. Accordingly, the FIR. Though, a number of persons were made accused by the informant, the police after investigation found the allegation against the family members to be involved in view of the fact that the petitioner was in the same room where the dead body of the lady was found.

4. Earlier, the bail application of the petitioner was rejected on 26.11.2024 in Cr. Misc. No. 50362 of 2024.



5. Learned counsel for the petitioner submits that he has already suffered by being in custody since 19.02.2024, if granted relief shall be diligently appearing in the trial. Further, he has no criminal antecedent. The fact remains that even the Medical Officer, during deposition has not recorded the cause of death.

6. Learned APP for the State on the other hand opposes the prayer and submits that only the informant is to be examine for which non-bailable warrant has been issued.

7. Considering the submissions of the parties, as also the facts that has been incorporated above, the petitioner remain in custody for more than two years, has no criminal antecedent, an undertaking has been given that he shall be diligently appear in the trial.

8. In that background, let the petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of like amount each to the satisfaction of learned Additional District & Sessions Judge-II, Banka, in connection with Session Trial No. 336 of 2024, arising out of Bandhua Kurawa P.S. Case No. 09 of 2024, subject to the following conditions:

(i) one of the bailor should be the family member



/relative of the petitioner who shall provide official document (Aadhaar Card/Voter ID Card/Pan Card/Driving License) to show his/her bona fide;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of her bail bond by the Trial Court itself;

(iii) the petitioner shall be appearing before the concerned Police Station every month for six months to mark his attendance and after the end of the period, the certificate shall be submitted before the trial court failing which steps shall be taken for the cancellation of the bail bonds;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(v) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of his bail bonds.

(Rajiv Roy, J)

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