

IN THE COURT OF ADDL. DISTRICT & SESSIONS JUDGE-III, JHANJHARPUR
B.P. No. 537/2022 & A.B.P. No. 975/2022
Andhramath PS Case No. 09/2020

Date	Ordersheet	Remark
11.01.2023	Regular Bail Petition No. 537/2022 filed on behalf of petitioner namely Raj Kumar Mandal Anticipatory Bail Petition No. 975/2022 filed on behalf of petitioners namely Lal Deo Mandal & Gudar Mandal is related with Andhramath P.S. case No. 09/2020 corresponding to G.R. No. 140/2020 instituted under sections 341, 323, 324, 307, 504/34 IPC. It has been submitted on behalf of petitioner in BP No. 537/2022 Raj Kumar Mandal that no other regular or anticipatory bail application has been filed on behalf of petitioner and petitioner is in custody since 01.12.2022 in this case. Further petitioner has no criminal antecedents and all the allegations made by the informant in the FIR is false, therefore, petitioner may be enlarged on bail. While it has been submitted on behalf of petitioners in ABP No. 975/2022 that petitioners are quite innocent and no other regular or anticipatory bail application has been filed on behalf of petitioners either before sessions court or before Hon'ble High Court, Patna and petitioners have no criminal antecedents, therefore, petitioners may be granted anticipatory bail. Ld.App. opposed the prayer for regular bail as well as anticipatory bail. It appears from the record that on the alleged date of occurrence 17.01.2020 at about 08:00 AM informant was irrigating his agricultural plot in the mean time all the named accused persons of the FIR arrived there with various arms like lathi, farsa and iron rod and started abusing the informant and accused namely Arvind Mandal and Ram Kumar Mandal assaulted the informant by means of farsa over his head and when daughter-in-law of informant came to save the informant then accused also assaulted her and co-accused Raj Kumar Mandal snatched silver and gold ornaments from her. It appears from the case diary that during investigation informant has fully supported the allegations, however, there is no specific allegation of assault against the petitioner of BP No. 537/2022 Raj Kumar Mandal, therefore, considering aforesaid facts and circumstances, petitioner is directed to be released on bail on furnishing bail bond of Rs. 10,000/- with two sureties of like amount to the satisfaction of court concerned. However, informant has fully supported the allegations during investigation which finds corroboration from the injury report. Therefore, considering the aforesaid facts , I am not inclined to grant anticipatory bail to petitioner. Accordingly, this anticipatory bail petition filed on behalf of petitioners namely, Lal Deo Mandal & Gudar Mandal is hereby rejected. Dictated Sd/- Addl. Sessions Judge-III, Jhanjharpur.	

Contd..... 20.06.2022		Remark
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