



**IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL APPEAL NO. /2026
@ SLP (CRL) NO.5706/2026**

BUCHARI MANDAL @ BUCHHAR MANDAL ... APPELLANT

VERSUS

STATE OF BIHAR ... RESPONDENT

O R D E R

1. Heard.
2. Leave granted.
3. FIR No.161/2025 came to be registered under Section 103(1), 3(5) of the Bharatiya Nyaya Sanhita, 2023 read with Section 21 of the Arms Act, 1959.
4. The case of the prosecution originates from an allegation that informant's son was proceeding to the market at 11:00 a.m. was shot near Mirzapur Ghat. On the strength of the statement made by the prime accused - Ranjit Mandal, the appellant herein

came to be implicated and apprehended. According to the complainant wherein it was specifically alleged that the accused persons, namely, Rajendra Mandal, Rajesh Mandal, Ajay Mandal and Laddu Mandal had earlier threatened to kill informant's son had subsequently got fructified resulted in investigation being taken up and the prime accused Ranjit Mandal was apprehended. The other three co-accused against whom the allegations have been made attributing similar motive, namely, Rajesh Mandal, Ajay Mandal and Rajendra Mandal having granted anticipatory bail, the appellant who stands on same footing as that of co-accused in the instant case would also be entitled for bail on the ground of parity.

5. Ms. Vanshita Gupta, learned counsel appearing for the respondent - State has strongly opposed on the primary ground of the appellant having antecedents of similar nature and contends that if he is let off by granting bail, there is every likelihood of such acts being repeated.

6. In the absence of any *prima facie* material attributable to the appellant, his continued incarceration would not be warranted and to allay the apprehensions of the prosecution, it would suffice if strict conditions are imposed on the appellant. Hence, we allow the appeal, set aside the impugned order and direct the appellant to be released on bail on such terms and conditions as the jurisdictional Court may impose including the conditions of:

(i) directing the appellant to appear before the jurisdictional Investigation Officer on every Thursday between 11:00 a.m. to 02:00 p.m. and mark his attendance;

(ii) to appear before the trial court on all dates of hearing and cooperate with the trial court in speedy conduct of the trial and without fail, unless exempted for any specific reason by the jurisdictional court.

Apart from these conditions, the trial court would be at liberty to impose such other and further conditions as it deems fit.

7. Pending application(s), if any, shall stand disposed of.

.....J.
(ARAVIND KUMAR)

.....J.
(PRASANNA B. VARALE)

NEW DELHI;
MAY 21, 2026.

signed order placed on the file.

Pending application(s), if any, stands
consigned to records.

(NEHA GUPTA)
COURT MASTER (SH)

(AVGV RAMU)
COURT MASTER (NSH)