

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14964 of 2015

Arising Out of PS.Case No. -157 Year- 2011 Thana -LALGANJ District- VAISHALI (HAJIPUR)

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Darshan Mahto Son of Dharbhansi Mahto, Resident of Village - Repura,
P.S. Lalganj, District - Vaishali.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Niraj Kumar

For the Opposite Party/s : Mr. Meena Singh(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH

ORAL ORDER

02/ 08-05-2015

Heard learned counsels for the petitioner and

the State.

The petitioner is languishing in custody since
12.01.2015 in a case registered for the offences punishable under
Sections 302/34 of the Indian Penal Code.

The FIR was lodged by the wife of the victim
alleging therein that she came to her parents' house after some
scuffle with her husband. On 05.07.2011 at 6.00 A.M. in the
morning she heard about a dead body lying near Shiv Mandir she
went there to find the dead body of her husband. There was no
apparent injury visible but it appears that informant's husband has
been throttled. During investigation the informant and others were
made accused. Petitioner is the father-in-law of the victim and the
father of the informant.

It is submitted by learned counsel for the petitioner that only on suspicion the accusation has been levelled and considering the suspicious nature of accusation and due to lack of direct evidence, the daughter of the petitioner, informant of the present case Ruby Devi and son of the petitioner Ranjit Mahto have been granted anticipatory bail vide Cr. Misc. No. 37167 of 2014. It is further submitted that the petitioner was also petitioner in the above mentioned Cr. Misc. application but he was apprehended and his application was withdrawn vide order dated 16.01.2015, but this fact was not brought to the notice of the Hon'ble Judge, hence, a Co-ordinate Bench of this Court granted anticipatory bail to the petitioner also along with others.

Considering the aforesaid facts, let the above named petitioner, be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Vaishali at Hajipur in connection with Lalganj P.S. Case No. 157 of 2011.

(Dinesh Kumar Singh, J)

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