

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.51491 of 2015**

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Ramayan Mahato, Son of Sri Shiv Kumar Mahato, resident of village -  
Bhaluni, P.O. Sewatha, Police Station - Narayanpur, District - Bhojpur.

.... .... Petitioner

Versus

The State of Bihar

.... .... Opposite Party

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**Appearance :**

For the Petitioner/s : Mr. Madan Jeet Kumar, Advocate

For the Opposite Party/s : Dr. Rabindra Kumar (APP)

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR**  
**MISHRA**

ORAL ORDER

2 22-12-2015

Heard learned counsel for the petitioner and the  
learned A.P.P. for the State.

The petitioner is accused in connection with  
Narayanpur P.S. Case No. 19 of 2015 registered under Sections  
302 and 120(B)/34 of the Indian Penal Code.

The prosecution case is that on 22.03.2015, Santosh  
Sah, younger brother of informant, Bijay Sah, proceeded with Pick-  
up Van No. 3G 9566, on mobile call of Jai Chand Mahto, for  
loading of she-buffalo but he did not return. Ram Govind Sah,  
father of the informant also went to search Santosh Sah, but he also  
did not return. The informant along with villagers started search of  
his brother and father and rumor spread about committing murder  
of his father and his dead body was found in the field of wheat  
crops. The informant has further alleged that his father and brother  
have been murdered by Jai Chand Mahto, his father Jugut Mahton  
and Jitendra Mahto along with 5 to 7 unknown.

Learned counsel for the petitioner submits that it would appear from the F.I.R. that regarding murder of brother and father of informant, the F.I.R. was lodged against three named in the F.I.R. along with 5-7 unknown but in course of investigation, the police got recorded confessional statement of co-accused, Jai Chand Mahto, showing the involvement of the petitioner in the present case, except that there is nothing against the petitioner. It is further submitted that petitioner has no criminal antecedent and is in custody since 27.03.2015. It is further submitted that co-accused, Jai Chand Mahto, in whose confessional statement the name of the petitioner has come, has been allowed bail by a Bench of this Court order dated 07.10.2015 passed in Criminal Miscellaneous No. 37731 of 2015.

Having regard to the facts and circumstances of the case, the petitioner above named, is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten Thousand) with two sureties of like amount each to the satisfaction of Judicial Magistrate 1<sup>st</sup> Class, Bhojpur at Ara, in connection with Narayanpur P.S. Case No. 19 of 2015.

**(Rajendra Kumar Mishra, J)**

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