

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8942 of 2015

Arising Out of PS. Case No. -181 Year- 2014 Thana -BHAGWANPUR District- BEGUSARAI

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SANJEEV MAHTON @ SANJEET MAHTON S/O GULO MAHTO
RESIDENT OF VILLAGE BANBARIPUR, P.S. BHAGWANPUR,
DISTRICT BEGUSARAI.

.... PETITIONER/S

VERSUS

THE STATE OF BIHAR

.... OPPOSITE PARTY/S

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Appearance:

For the Petitioner/s : Mr. Randhir Kumar No-1, Adv.

For the Opposite Party/s : Mr. Lallan Kumar(App)

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CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

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06-07-2015

Heard learned counsel for the petitioner as well as learned

Additional Public Prosecutor.

Superintendent of Police, Begusarai is physically present along with show cause. After going through the averments made therein, the same is accepted.

Two minor children, namely, Muskan and Abhishek who were playing, gone missing on 17.10.2014. During course of search, on 18.10.2014 their dead body was found in a bush at the bank of a river and for that altogether eleven persons have been named including the petitioner.

Gone through the case diary. Charge sheet had already been submitted however, did not identify any of the witness to be an eye witness to occurrence. Moreover, prosecution had to some extent succeeded against co-accused Manjay who had allured daughter of informant at an earlier occasion and for that, a criminal case was pending coupled with his inculpatory extra judicial confessional statement however, looks completely deficient so far this petitioner is concerned. It is also evident that co-accused Naveen Mandal and Bhawani Mandal have already been granted anticipatory bail vide Cr. Misc. No.11736 of 2015 while prayer for bail of one of the co-accused Ram Dulari Devi @ Dulia Devi @ Fulo Devi is found rejected vide order dated 25.05.2015 under Cr. Misc. No.10859 of 2015.

In the facts and circumstances of the case, petitioner Sanjeev Mahton @ Sanjeet Mahton is directed to 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, Begusarai in connection with Bhagwanpur P.S. Case No.181 of 2014.

(Aditya Kumar Trivedi, J.)

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