

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17201 of 2016

Arising Out of PS.Case No. -199 Year- 2014 Thana -KHODAWANPUR District- BEGUSARAI

Miscall @ Miscall Mahto @ Ram Sagun Mahto Son of Jogindra Mahto R/o
Khanjapur, Arjun tol, Cheria Bariarpur, District Begusarai.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Yogesh Kumar

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

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 26-04-2016 Heard learned counsel for the petitioner and the learned
counsel for the State.

In this case the petitioner seeks bail in Khodawandpur
P.S.Case No. 199/2014, S.T.No. 124/2016, instituted for the
offences under sections 364, 328, 34 of the Indian Penal Code and
section 25(1-b)a/35 of the Arms Act.

As per the First Information Report, wife of Murari
Mahto called the informant on mobile and Murari Mahto returned
and found his wife alongwith the informant and assaulted them
with leg and fists. The accused persons took the informant on a
Bolero Jeep for the purposes of committing murder but he could
save his life and in the meantime, the police has intervened in the
matter.

The petitioner was earlier granted bail by the Sessions

Judge vide order dated 25.6.2015, where one of the conditions was made that he will be granted bail subject to the condition that he should not have any criminal history and later on, he filed an application for modification of the order but the learned Sessions Judge has refused to grant him bail for suppression of material fact with regard to criminal antecedent. The petitioner is in jail since 31.3.2015.

Looking to the period of custody, let the petitioner, Miscall @ Miscall Mahto @ Ram Sagun Mahto, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Addl. Sessions Judge VII, Begusarai in S.T. No. 124/2016 arising out of Khodawandpur P.S.Case No. 199/2014.

(Shivaji Pandey, J)

Surendra/-

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