

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.19413 of 2016

Arising Out of PS.Case No. -198 Year- 2015 Thana -JALE District- DARBHANGA

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1. Surendra Mahto, Son of Late Thadi Lal Mahto, residents of Village-
Narauchh, P.S- Jalley, District- Darbhanga.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pushpendra Kumar Singh

For the Opposite Party/s : Mr. Narsing Tanti (App)

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

2 06-05-2016 Heard learned counsel for the petitioner and the State.

The petitioner is an accused in a case registered under
Sections 302, 341, 323, 325, 504/34 of the Indian Penal Code and
3 / 4 of Dian Act.

Accusation is that two girls of the informant's
village were quarreling with each then Satrugan son of the
informant reached there then Brahmdeo Mahto who was present
there abused him. The son of the informant came to his house and
narrated the incident to the informant. Thereafter the wife of the
informant and son approached to Brahmdeo Mahto. At that time
Brahmdeo Mahto threw his son on the ground and when the wife
of the informant tried to save her son, she was also assaulted. At
that time, father of the informant tried to pacify the matter then on

instigation of the petitioner, his son Brahmdeo Mahto assaulted his father who died in course of treatment in PMCH.

Learned counsel appearing on behalf of the petitioner submits that, in fact, from perusal of FIR it would appear that there is specific allegation against Brahamdeo Mahto, who caused lathi injury to the father of the informant but due to ulterior motive the petitioner has falsely been implicated in the present case. The petitioner having no criminal antecedent is in custody since 12.03.2016.

Having considered the facts and circumstances of the case, let, above named petitioner, 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 learned C.J.M., Darbhanga in connection with Jalley P.S.Case No. 198 of 2015.

(Rajendra Kumar Mishra, J)

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