

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21540 of 2016

Arising Out of PS.Case No. -49 Year- 2015 Thana -PATAHI District-
EASTCHAMPARAN(MOTIHARI)

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Santosh Mahto son of Videshi Mahto, resident of village- Ratan Sagar,
P.S.- Patahi, District- East Champaran.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Abhishek Kumar, Advocate
For the Opposite Party : Mr. Vinod Shanker Modi, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 16-08-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is in custody in connection with Patahi
P.S.Case No.49 of 2015 registered for an offence under Sections
364, 302 and 201/34 of the IPC.

As per the prosecution case, it is alleged by the
informant that his son Upendra Kumar aged about 28 years went
to his mobile shop on motorcycle situated at Rangpur Bajar, but
did not return back till evening and then on 06.04.2015 at about 10
P.M. in the night of local Chaukidar informed him that motorcycle
and bag of his son was lying near Parsa village and then they
searching his son and came to know that a dead body of his son
was lying in the wheat field besides of Jardaha road and he

suspected that some miscreants kidnapped him and killed him.

Learned counsel for the petitioner submits that the petitioner is in custody since 08.03.2016. Chargesheet has been submitted in the case. Petitioner has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. The name of the petitioner has come on the basis of confessional statement of a co-accused. The other co-accused has been granted bail by this Court vide Cr.Misc.No.42698 of 2015 and Cr.Misc.No.45 of 2016

On behalf of the State, it is submitted that the petitioner is not named in the FIR.

Considering the aforesaid facts and circumstances, let the 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 **8th ACJM, Motihari, East Champaran** in connection with **Patahi P.S.Case No.49 of 2015.**

(Sudhir Singh, J)

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