

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21062 of 2016

Arising Out of PS.Case No. -176 Year- 2015 Thana -RAHIKA District- MADHUBANI

1. Mahesh Mahto Son of late Jagdish Mahto Resident of Vilalge- Laheriay ganj, PS Madhubani town, District Madhubani.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

with

Criminal Miscellaneous No.21082 of 2016

Arising Out of PS.Case No. -176 Year- 2015 Thana -RAHIKA District- MADHUBANI

1. Hari Kishun Sah Son of Bhutai Sah, resident of village- Laheriyaganj, P.S.- Madhubani, District- Madhubani

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 21-07-2016 Since both the cases arise out of Rahika P.S. Case no. 176 of 2015, they have been heard together and are being disposed of by this common order.

The petitioners seek bail in a case instituted under Sections 341, 323, 307, 302, 386, 448 and 34 of the Indian Penal Code.

Allegation against the petitioners is that they came with variously armed and assaulted informant and his friend. It is also alleged that his friend had died.

It has been submitted on behalf of the petitioners that they are in custody since 26.11.2015 and 25.11.2015 respectively. Chargesheet has been submitted in the present case. There is no

allegation of tampering of evidence against the petitioners. General and omnibus allegation has been made. No specific allegation has been made against the petitioners for causing injury upon the deceased. The other co-accused has been granted bail vide Cr. Misc. no. 20064 of 2016.

On behalf of the State, it is submitted that petitioners are named in the F.I.R. and actively participated in the alleged occurrence.

Considering the aforesaid facts and circumstances, let the above named petitioners be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand only) each with two sureties of the like amount each to the satisfaction of learned IInd Additional Sessions Judge, Madhubani, in S.T. no. 90 of 2016 arising out of Rahika P.S. Case no. 176 of 2015.

(Sudhir Singh, J)

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