

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56002 of 2017

Arising Out of PS.Case No. -572 Year- 2016 Thana -LAKHISARAI District- LAKHISARAI

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Lakhan Mahto @ Ram Lakhan Mahto, S/o Late Jagdish Mahto, resident of
Village- Damodarpur, P.S.- Lakhisarai, District- Lakhisarai.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 05-12-2017 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Lakhisarai P.S. Case No.572 of 2016 registered under Sections
307, 379, 354, 323, 325, 504, 147, 148, 149 and, later on, added
Section 302 of the Indian Penal Code, pending in the court of the
Chief Judicial Magistrate, Lakhisarai.

The accusation is that in the evening of 22.11.2016 at
about 04.00 P.M., 7 persons, named in the F.I.R., including the
petitioner reached at the door of the informant Awdhesh Mahto
and started to abuse. When the informant made protest, Nandlal
Mahto caused blood oozing injury at the head of the informant



through iron rod. On alarm being raised by the informant, when his uncle Geno Mahto alias Gedhari Mahto, cousin brother Sintu Kumar and mother Dhaula Devi rushed there then Shivdani Mahto and this petitioner caused injury at the head of Geno Mahto alias Gedhari Mahto, the uncle of the informant, through iron rod due to which he became unconscious and fell down. At that time, Omprakash Mahto, Nandlal Mahto, Banwari Mahto and Shyamlal Mahto caused injury at the head of Sintu Kumar, the cousin brother of the informant, through lathi and danda. Later on, Geno Mahto alias Gedhari Mahto, the uncle of the informant, died.

Having considered the facts and the circumstances of the case and the nature of allegation against the petitioner, I am not inclined to grant anticipatory bail to the petitioner. Accordingly, the prayer of the petitioner for grant of anticipatory bail stands rejected. However, the petitioner is directed to surrender before the trial court and pray for regular bail, which shall be considered by the trial court in accordance with law without being prejudiced by the order of this Court.

(Rajendra Kumar Mishra, J)

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