

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55290 of 2017

Arising Out of PS.Case No. -240 Year- 2017 Thana -TURKAULIYA District-
EASTCHAMPARAN(MOTIHARI)

=====

Shyam Bihari Mahto, Son of Ram Sagar Mahto, Resident of Village-
Shankar Saraiya, Kasba tola, Police Station-Turkauliya, District-East
Champaran at Motihari.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ravi Shanker Pankaj

For the Opposite Party/s : Mr. Lalan Kumar

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

2 27-11-2017 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Turkauliya P.S. Case no. 240 of 2017, registered under Sections 341,
323, 504, 506, 332, 333, 307 and 353/34 of the Indian Penal Code.

The accusation is that informant being the Chowkidar
was discharging his duty at village Shankar Saraiya then seven persons
named in the F.I.R. surrounded the informant and started to abuse
saying that this is the fellow, who used to inform the Police about
selling of liquor. At that time, Raju Sah and the petitioner tried to push
his neck by tighten the neck with the help of Gamcha, but anyhow he
succeeded to flee away.

Learned counsel for the petitioner submits that while
petitioner is named in the F.I.R, but no specific overt act has been



attributed against the petitioner and he has falsely been implicated in this case due to dirty village politics.

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Motihari, East Champaran in connection with Turkauliya P.S. Case No. 240 of 2017, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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