

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53396 of 2018

Arising Out of PS. Case No.-96 Year-2018 Thana- BIHRA District- Saharsa

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1. Krishna Deo Mahto @ Bulow, S/o Bodhu Matho,
 2. Deepal Mahto @ Deepak Kumar Mahto, S/o Bishundeo Mahto,
 3. Anil Mahto S/o Madan Mahto, All are R/o Vill.- Patori, P.S.- Bihra, District- Saharsa.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Mishra

For the Opposite Party/s : Mr. C. Jawahar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 01-11-2018 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners are apprehending their arrest in a case registered under Sections 147, 148, 149, 341, 323, 325, 379, 307, 504, 506 of the Indian Penal Code.

Allegation is that the accused persons including the petitioners assaulted the informant and co-accused Mithun Kumar, Ashok Kumar Mahto and Mukesh Mukhiya assaulted the informant by means of iron rod and butt of pistol, as a result of which the informant's teeth were broken and he also sustained fracture injury in both legs.

It has been submitted on behalf of the petitioners that the petitioners have got no criminal antecedent. There is no



allegation of tampering of witnesses alleged against the petitioners. The petitioners have falsely been implicated in the present case. Specific allegation has been made against the co-accused, namely, Mithun Kumar, Ashok Kumar Mahto and Mukesh Mukhiya. No specific alleation has been made against the petitioners nor any specific injury has been attributed against the petitioners.

On behalf of the State, it is submitted that the petitioners are named in the complaint case/F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Saharsa in connection with Bihra P.S. case No.96 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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