

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4838 of 2018

Arising Out of PS.Case No. -97 Year- 2017 Thana -KOTWA District- EAST CHAMPARAN
(MOTIHARI)

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AMIRKA MAHTO @ AMIRAK MAHTO @ AMIRIKA MAHTO, S/o
Manager Mahto, Resident of Konhwa, P.S. Kotwa, Dist.- East Champaran.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Dhannjay Kumar No. 2, Advocate.

For the Opposite Party/s : Mr. Ajay Kumar – 2, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL ORDER

2 02-02-2018 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner is seeking regular bail in Kotwa P.S.
Case No. 97 of 2017 registered for the offence under Sections 147,
148, 149, 447, 504, 307, 323, 354, 427 and 379 of the Indian Penal
Code.

Learned counsel for the petitioner submits that even
though the petitioner is named in the F.I.R. but there is no
allegation of giving any fatal blow against this petitioner. The
allegation is that he had caught-hold of the wife of this informant
along with another accused Bhukhal Mahto and was pulling her
down because of which the clothes of the wife of the informant
were torn and she had to face indecent view. Learned counsel for



the petitioner submits that from the F.I.R. itself it will appear that the parties are having some land dispute, they are neighbours and the dispute arose between the parties when a wall of the house of the informant fell down. He submits that it is a case of false implication. This petitioner has got no criminal antecedent.

Learned counsel for the State is present and has opposed the application for bail.

Considering the facts and circumstances, let the petitioner, named above, be enlarged on bail on his furnishing bail bonds of Rs. 15,000/- (Fifteen thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Motihari, East Champaran in connection with Kotwa P.S. Case No. 97 of 2017, subject to the conditions as laid down under Section 437(3) Cr.P.C.

(Rajeev Ranjan Prasad, J)

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