

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.61686 of 2018

Arising Out of PS.Case No. -707 Year- 2015 Thana -PHULWARISHARIF District- PATNA

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1. Surendra Mahto, S/o Late Dharikshan Mahto, R/o Phulwari Sharif, P.S.-
Phulwari Sharif, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ghanshyam Tiwary

For the Opposite Party/s : Mr. Sri S. Ehteshamuddin

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

2 08-10-2018 Heard both sides.

The petitioner seeks bail in Phulwari Sharif P.S. Case
No.707 of 2015 registered under Sections 302 and other minor
Sections of the Indian Penal Code.

Informant named the petitioner along with other
accused persons and alleged that while he along with his Sarhu
Jahangir @ Monu was going to take tea, the accused persons
started to abuse them. The brother –in-law of the informant chided
the accused persons and on such, all the accused persons assaulted
him with fist and slaps. It is further submitted that Guddu and
Chaitu inflicted knife blows on the body of his brother-in-law and
while he was being taken to hospital, he succumbed to the injury.

Learned counsel for the petitioner submits that the



petitioner is not the assailant of the deceased. Chaitu and Guddu are alleged to have assaulted Jahangir @ Monu with knife.

Considering the fact that the petitioner is not the assailant of the deceased and one of the assailants of the deceased Chaitu Mahto @ Chaitu Noniya has already been granted bail by another co-ordinate Bench of this Court vide order dated 26.04.2016 passed in Cr. Misc. No.9494 of 2016, the petitioner above named, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-cum-Sub-Judge-XV, Patna in connection with Phulwari Sharif P.S. Case No.707/2015.

(Prabhat Kumar Jha, J)

Amit/-

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