

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.30548 of 2018**

Arising Out of PS. Case No.-181 Year-2016 Thana- KHAIRA District- Saran

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1. Baliram Mahto @ Balram Kumar @ Baliram Kumar son of Marai Mahto
  2. Nikash Mahto alias Nikash Kumar son of Krishna Mahto
- Both residents of Village - Maksuspur, P.S. Khaira,  
District - Saran at Chapra.

... .. Petitioners

Versus

The State of Bihar.

... .. Opposite Party

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**Appearance :**

For the Petitioner/s : Mr. Yashraj Bardhan  
For the Opposite Party/s : Mr. Sri Parmeshwar Mehta

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**CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY**  
**ORAL ORDER**

2     18-05-2018                      Heard learned counsel for the petitioners and learned  
counsel for the State.

In this case, the petitioners are seeking anticipatory  
bail in connection with Khaira P.S. Case No.181 of 2016,  
registered for the offence punishable under Sections 342, 323  
and 302/34 of the Indian Penal Code.

Allegation has been made that on account of political  
rivalry as mother of the informant was also contested the  
election of Ward Panchayat, in which the mother of the  
informant was declared successful and Marai Mahto was  
defeated. The petitioners were not in a position to consume their  
defeat. In the night of 28.11.2016 while the informant and his



brother were sleeping, the accused persons entered into the house and lifted the brother of the informant and thereafter killed him.

Looking to the nature of allegation, this Court is not inclined to grant anticipatory bail to the petitioners. Accordingly, the prayer for bail is rejected.

**(Shivaji Pandey, J)**

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