

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31621 of 2018

Arising Out of PS.Case No. -204 Year- 2017 Thana -SALKHUA District- SAHARSA

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1. Pandav Mahton Son of late Bindeshwari Mahto Resident of Village-
Sahuria, O.P. Chiraiya, P.S. Salkhua, District- Saharsa.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Mishra

For the Opposite Party/s : Mr. Sri Umeshnand Pandit

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 25-08-2018 Heard the parties.

The petitioner is apprehending his arrest in connection with Salkhua P.S.Case no.204 of 2017, registered for offences punishable under Sections 364, 302 and 201/34 of the Indian Penal Code.

Allegation against the petitioner as per FIR is that some altercation took place between the informant and accused persons, they threatened the informant and later on the deadbody of the son of the informant was found.

Submission of the learned counsel for the petitioner is that so far this petitioner is concerned, he has been made accused in this case only on the basis of suspicion and he had not given threatening to the informant and the other co-accused having



similar allegation, have been granted bail by this Court, vide order date 16.8.2018 passed incr. Misc. no.27077 of 2018.

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, in the event of arrest or surrender before the court below within a period of six weeks from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned ACJM-II, Saharsa in connection with Salkhua P.S.Cae no.204 of 2017 subject to condition as laid down under Section 438 (2) of the Code of Criminal Procedure.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the investigation of the case and make himself available as and when required by the Police, otherwise, the prosecution is free to move for cancellation of his bail bond.

With the aforesaid direction, this application is allowed.

(Vinod Kumar Sinha, J)

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