

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.80096 of 2018

Arising Out of PS. Case No.-200 Year-2018 Thana- FALKA District- Katihar

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Bhola Mahaldar S/o Late Mahadeo Mahaldar Resident of village- Mohjan,
P.S.-Falka, District- Katihar.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Jha

For the Opposite Party/s : Md. Iftekhar Mahmood

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA

ORAL ORDER

2 24-01-2019 Heard learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks bail in Falka P.S. case no. 200
of 2018 instituted for the offence under Section 302 of the
Indian Penal Code.

Learned counsel for petitioner submits that petitioner
is 70 years old man. He has been implicated in this case due to
land dispute.

In the written report, it is alleged that, on the date of
occurrence, date was fixed for measurement of land. It is
further alleged that at 6 AM in the morning while wife of the
informant was holding his three months old son in her lap, this
petitioner after snatching the boy from her lap threw him on the
ground on account of which he died.



Learned counsel for petitioner annexed photo copy of the postmortem report of son of informant in which doctor has mentioned the cause of death to be hemorrhagic shock due to injuries caused by hard and blunt substance

Petitioner is in custody since 4.9.2018.

From the written report, it appears that there is admitted land dispute between the parties.

Considering the aforesaid, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/-(Ten thousand) with two sureties of the like amount each to the satisfaction of the ACJM-V, Katihar, in connection with Falka P.S. case no. 200 of 2018 subject to the condition that both the bailors shall be the close relative of the petitioner.

(Sanjay Priya, J)

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