

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24284 of 2019**

Arising Out of PS. Case No.-179 Year-2007 Thana- BIBHUTIPUR District-
Samastipur

=====

BHAGIRATH MAHTO, male, aged about 56 years, Son of Late Dorik Mahto,
Resident of village- Sahilwara, P.S- Mansurchak, District- Begusarai.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Kapil Deo Singh, Advocate.

For the Opposite Party: APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 19-04-2019 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 147, 148, 149, 341, 323, 337, 302 of the
Indian Penal Code registered in connection with Bibhutipur P.S.
Case No. 179 of 2007.

3. It is submitted that the petitioner has been falsely
implicated in the backdrop of petty dispute which arise between
the residents of neighbouring villagers. The complaint has been
filed after a delay of eight days for the alleged occurrence. The
main accusation against the petitioner along with co-accused
Pramod Mahto is of holding down the deceased persons
Rajeev and Suresh respectively. The petitioner claims clean
antecedents.



4. Having regard to the nature of accusations, gravity of the offence alleged and the specific accusation against the petitioner that he held down the deceased Rajeev as co-accused Vijay Jha and Rajeev Kumar pressed his neck leading to his death, this Court is not inclined to grant the privilege of anticipatory bail to the petitioner. The anticipatory bail petition stands dismissed.

(Vikash Jain, J)

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