

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28821 of 2019

Arising Out of PS. Case No.-215 Year-2018 Thana- MAHNAR District- Vaishali

MANTU SINGH @ MANTU KR. SINGH @ BACHHA BABU Son of Fula
Singh Resident of Hasanpur Alipur, P.S.- Mahnar, District - Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dilip Kumar Singh

For the Opposite Party/s : Mr.Amit Kumar Rakesh

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 01-05-2019 Heard both sides.

The petitioner apprehends his arrest in Mahnar P.S.
case No. 215 of 2018 registered under Section 323, 342, 427
and other minor Sections of the IPC and u/s 3 of Damage to
Public Property Act.

The informant, Circle Officer, disclosed that he was
on paroling duty to maintain law and order on the eve of Bakrid
but he heard that a strong mob of 100-150 persons ransacked the
hospital and blocked the road. The informant went there and
came to know that Raj Kumar was brought to hospital and the
doctor declared him brought dead but the villagers assaulted the
doctor for not providing ambulance and declaring the patient
brought dead even though the patient was alive at that time.

The learned counsel for the petitioner submits that



informant disclosed the name of petitioner at serial No.8 but did not disclose the source of identification. The petitioner was not present at the place of occurrence. The informant is not an eye witness of the occurrence. Even the doctor, who is said to have assaulted by the villagers, did not disclose the name of petitioner

Considering the facts aforesaid and nature of allegation made against the petitioner, the petitioner, above named, in the event of his arrest/ surrender before the court below within a period of four weeks from the date of receipt/ production of a copy of this order is directed to be enlarged on bail on his furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate VI, Vaishali at Hajipur in connection with Mahnar P.S. case No. 215 of 2018, subject to conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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