

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36545 of 2019

Arising Out of PS. Case No.-209 Year-2017 Thana- WARISNAGAR District- Samastipur

SATRUDHAN MAHTO Son of Late Baleshwar Mahto Resident of Village-
Satmalpur Ganj, P.S.-Warishnagar, District-Samastipur ... Petitioner
Versus

The State of Bihar ... Opposite Party

Appearance :

For the Petitioner : Mr. Deepak Kumar Singh, Advocate
For the Opposite Party : Dr. Indivar Kumari, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 04-09-2019 Heard learned counsel for the petitioner, the State and
perused the case diary.

Petitioner is an accused in a case registered for the
offence under sections 302/34 of the Indian Penal Code.

It is alleged that out of previous enmity, the petitioner
and other accused persons came to the house of the informant
and strangled to death her two years' old son Aman Kumar.

Learned counsel for the petitioner submits that the
allegation against the petitioner is general and omnibus and not
specific. Besides this, the post mortem report does not speak
about any sign of external injury on the person of the deceased.
Except one case mentioned in paragraph 3 of the bail
application, petitioner is not accused in any other case. He is in
custody since 3.4.2019.

Considering the facts of the case, 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 Chief Judicial Magistrate, Samastipur in Warisnagar Police Station Case No. 209 of 2017, subject to the condition that the petitioner shall fully co-operate with the investigation and trial of the case, failing which the Court below shall be at liberty to cancel the bail bond of the petitioner.

(Prabhat Kumar Singh, J)

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