

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42042 of 2019

Arising Out of PS. Case No.-44 Year-2019 Thana- MAHUA District- Vaishali

Sunil Mahto (Male) aged about 29 years, son of Lalu Mahto Resident of
Village - Harpur Belwa, P.S.- Mahua, District- Vaishali

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Anil Kumar, Advocate
For the Opposite Party : APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 10-07-2019 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences alleged under Sections 341, 323, 448, 324, 307 and 504/34 of the Indian Penal Code registered in connection with Mahua P.S. Case No. 44 of 2019.

3. It is submitted that the petitioner has been falsely implicated in the backdrop of land dispute and both the parties are *pattidars*. There is nothing in the injury report issued by the doctor of Sadar Hospital, Hajipur (Annexure-2) to indicate that any grievous injury has been caused to the informant's side. It is submitted that in the said injury report it has been observed that the injured persons have been treated by the private doctor. The petitioner claims clean antecedents.

4. Be that as it may, in the event of the petitioner's arrest or surrender before the court below within six weeks from the date of communication of this order, let the above named petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned



Chief Judicial Magistrate, Vaishali at Hajipur in connection with Mahua P.S. Case No. 44 of 2019, subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure and with further conditions --

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall remain physically present in court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(iv) That the petitioner shall cooperate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(Vikash Jain, J)

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