

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.80093 of 2018

Arising Out of PS. Case No.-78 Year-2009 Thana- BAIKUNTHPUR District- Gopalganj

Badari Mahto @ Badri Mahto, son of Late Chandrama Mahto, resident of
Village- Katalpur, Police Station - Baikunthpur, District- Gopalganj.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Lokesh Kumar Singh, Advocate
For the Opposite Party/s : Dr. Mrityunjaya Kr. Gautam, APP

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2/ 30-01-2019 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in **Baikunthpur P.S. Case No.78**
of 2009 instituted for the offence under Section(s) 302/34 Indian
Penal Code.

It is alleged in the written report that husband of the
informant came to house after selling vegetables. Thereafter, he
went to vegetable field at 11 PM after taking meal. He slept in
the field at *Machan*. The informant got information on
03.07.2009 from villagers that her husband has been killed in
the field. The informant has raised suspicion against four
persons as named in the written report.

Counsel for the petitioner submits that petitioner is
not named in the written report. Name of the petitioner has



come during investigation in the confessional statement of Kanhaiya Manjhi.

Counsel for the petitioner further submits that co-accused, Kanhaiya Manjhi, has already been granted regular bail by co-ordinate Bench of this Court by order dated 26.04.2010 passed in Cr. Misc. No.12725 of 2010.

In the facts and circumstances of the case, prayer of the petitioner for grant of bail is allowed. Let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the **Judicial Magistrate, 1st class, Gopalganj**, in connection with **Baikunthpur P.S. Case No.78 of 2009**, subject to the condition that both the bailors shall be close relative of the petitioner.

(Sanjay Priya, J)

J. Alam/-

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