

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63621 of 2019

Arising Out of PS. Case No.-285 Year-2019 Thana- DHANARUA District- Patna

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Krishna Mahto, Son of Late Ganga Mahto, Resident of Village - Barni, P.S.-
Dhanarua, Dist.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Satish Chandra

For the Opposite Party/s : Mrs.Anita Kumari Singh

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

3 03-12-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner in this case is seeking anticipatory bail
in connection with Dhanarua P.S. Case No.285 of 2019
registered for the offences punishable under Section 304/34 of
the Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case due to village politics.

Learned APP for the State is present and has opposed
the prayer for anticipatory bail of the petitioner.

Considering the facts and circumstances of the case
wherein it is the submission of learned counsel for the petitioner
that the mother of the informant has not died due to any



negligence on the part of the petitioner in taking electricity through a wire allegedly connected with the bamboo erected by this petitioner rather in course of investigation the supervising police officer has found that the mother of the informant died as she came in the contact of the wire which were placed by the power company with the poles and the petitioner has been falsely implicated and this has been read out by learned counsel APP for the State from the case diary, let the petitioner in the event of his arrest or surrender within a period of four weeks from today, be enlarged on bail on furnishing of bail bonds of Rs. 15,000/- (fifteen thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate-1st Class, Masaurhi in connection with Dhanarua P.S. Case No.285 of 2019, subject to the condition as laid down under Section 438 (2) of the Cr.P.C. i.e.

(i) a condition that the person shall make himself available for interrogation by a police officer as and when required;

(ii) a condition that the person shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police



officer;

(iii) a condition that the person shall not leave India
without the previous permission of the Court.

(Rajeev Ranjan Prasad, J)

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