

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76834 of 2019

Arising Out of PS. Case No.-115 Year-2017 Thana- RAXAUL District- East Champaran

Lachchandeo Mahto, aged about 50 years, male, Son of Gulchand Mahto
Resident of Village- Senwariya, P.S.- Raxaul, District- East Champaran

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Ms. Ranjana Srivastava

For the Opposite Party/s : Mr. Bal Mukund Prasad Sinha

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 04-12-2019 Heard learned counsel for the petitioner and the
learned counsel appearing on behalf of the State.

The petitioner is in custody since 06.08.2019 in connection with Raxaul P.S. Case No.115 of 2017 registered for the offence under Sections 341, 323, 307, 452, 380, 504/34 of the Indian Penal Code.

Learned counsel for the petitioner submits that he has been falsely implicated in connection with the present case due to the land dispute. It is further submitted that the allegation of theft under Section 380 of the I.P.C. and also Section 307 of the I.P.C. are in addition and there was no intention to commit murder as has been alleged. It is submitted that though there is an allegation that Lachchandeo Mahto (petitioner) had attacked the informant with an iron rod. There was no repetition of blow



to attract the provisions of Section 307 of the I.P.C.

In view of the aforementioned facts and circumstances of the case and that there is land dispute between the parties and they are agnates and also because petitioner has got no criminal antecedent, let the petitioner, above named, be released on bail on his furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., East Champaran in connection with Raxaul P.S. Case No.115 of 2017.

(Anjana Mishra, J)

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