

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.69966 of 2018

Arising Out of PS. Case No.-326 Year-2018 Thana- BAHADURPUR District-
Darbhanga

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Munna Mahto, S/o Baidyanath Mahto, Resident of Village- Navtolia
Bahadurpur, P.S.- Bahadurpur, District- Darbhanga.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Fahad Khurshid, Advocate.

For the Opposite Party: APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

3 07-01-2019 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, 342, 323, 354A, 354B, 504, 506 and
34 of the Indian Penal Code registered in connection with
Bahadurpur P.S. Case No. 326 of 2018.

3. It is submitted that the petitioner has been falsely
implicated and no incident as alleged took place. Rahul Kumar
said to be a passers-by who has intervened and received knife
blow has not lodged any information with the police. The
injuries on the said Rahul Kumar are simple in nature caused by
hard, blunt substance. The petitioner claims clean antecedents.

4. Be that as it may, having regard to the entirety of
the facts and circumstances of the case, 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 Sub-Divisional Judicial Magistrate, Darbhanga in connection with Bahadurpur P.S. Case No. 326 of 2018, subject to the conditions as laid down under Section 438 (2) Cr.P.C., and also subject to the following 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) 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.

(iv) 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.

(Vikash Jain, J)

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