

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22810 of 2020

Arising Out of PS. Case No.-889 Year-2019 Thana- TURKAULIYA District- East
Champaran

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MUKESH MAHTO Son of Shiv Pujan Mahto Resident of Village- Fulwar
Gamariya, P.S.- Banjaria (Turkauliya), Distt- East Champaran

... .. Petitioner/s

Versus

THE STATE OF BIHAR.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Abhishek Kumar
For the Opposite Party/s : Mr.A.G

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

3 04-11-2020 The proceedings of the Court are being conducted
through Video Conferencing and the Advocates joined the
proceedings through Video Conferencing from their residence.

Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in a case
registered for the offence punishable under Sections 364, 302,
201, 120B of the I.P.C.

Allegation against petitioner is of kidnapping the
minor daughter of informant.

It has been submitted on behalf of petitioner that
petitioner is not named in the FIR. His name has transpired in
this case on the basis of re-statement made by informant at the



instance of his enemies and there is no eye-witness of the occurrence. Similarly placed co-accused, namely, Devendra Singh has been granted bail by a co-ordinate Bench of this Court as contained in Annexure-2. Petitioner has no criminal antecedent and is in custody since 15.12.2019.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 20,000/- (twenty thousand) with two sureties of the like amount to the satisfaction of learned Chief Judicial Magistrate, Motihari, East Champaran, in connection with Turkauliya (Banjariya) P.S. Case No. 889 of 2019 subject to the conditions that:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and his absence on two consecutive dates without proper and sufficient reason the trial court will be at liberty to cancel his bail bond.

(3) If the petitioner tampers with the



evidence or the witnesses of the case, in that case,
prosecution will be at liberty to move for
cancellation of bail of the petitioner.

(S. Kumar, J)

veena/rajiv-

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