

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80712 of 2019

Arising Out of PS. Case No.-94 Year-2019 Thana- TIKAPATTI District- Purnia

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CHATTHU MANDAL @ CHHATTHU MANDAL @ CHHOTELAL
MANDAL Son of Late Mahadeo Mandal Resident of Village-Koskipur, P.S.-
Tikapatti, District-Purnia.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Jha

For the Opposite Party/s : Mr.Uma Shankar Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 20-01-2020 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Tikapatti P.S. Case No. 94 of 2019 for the offence
registered under Sections 279, 337, 338 and 304 of the Indian
Penal Code.

The allegation is that the petitioner was riding a home
made three wheeler and is said to have dashed the same with the
motorcycle of the informant resulting in the motorcycle falling
on one child and one other person, further resulting in death of
the child, namely, Aryan Kumar.

The learned counsel for the petitioner has submitted
that the FIR would show that there is no deliberate intention on
the part of the petitioner to have dashed his home made vehicle



with the motorcycle of the informant, which had resulted in death of one child and injury to one other person. It is further submitted that the petitioner is having a clean antecedent and is ready to abide by such terms as may be deemed fit and proper to be imposed by this Court.

Having regard to the facts and circumstances of the case, I deem it fit and proper to direct the petitioner herein to surrender before the learned court below, whereupon he shall be released by the learned court of Judicial Magistrate-1st Class, Purnea in connection with Tikapatti P.S. Case No. 94 of 2019 on such conditions as may be deemed fit and proper to be imposed upon the petitioner herein.

With the aforesaid observation and direction, this petition stands disposed off.

(Mohit Kumar Shah, J)

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