

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29836 of 2021

Arising Out of PS. Case No.-267 Year-2020 Thana- CHANPATIA District- West Champaran

NARENDRA @ MUKESH MAHTO, Son of Shiv Mahto, Resident of Village
- Kurwa Mathiya, P.S.- Chanpatiya (Kumarbagh O.P.), Distt.- West
Champaran. Petitioner/s

Versus

THE STATE OF BIHAR Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar No 7, Adv.

For the Opposite Party/s : Mrs.Pushpa Sinha-1, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 23-07-2021 Heard learned counsel for the petitioner and learned
APP for the State through virtual court proceedings.

Learned counsel for the petitioner undertakes to
remove the defects as pointed out by the office within four
weeks of normal functioning of the court, failing which the
office is directed to place the matter before the Bench.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 341, 323, 307, 379, 504 and
34 of the Indian Penal Code.

Allegation against the petitioner alongwith other
accused persons is said to have assaulted the son of the
informant by Bomboo with intention to kill him and also
snatched gold nose pin of his wife and they took out Rs.10,000/-
from the pocket of his son.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this



case. He further submits that both are neighbours and there is dispute for a ditch (Nala). The occurrence took place on 07.06.2020 and FIR lodged on 12.06.2020 after delay of 05 days and there is no explanation for such delay. The petitioner is languishing in judicial custody since 29.12.2020. The petitioner has got no criminal antecedent which is mentioned in para 3 of the bail petition. Charge sheet has been submitted in this case. The injury reports shows that the injury is grievous in nature, which is annexed as Annexure-2 of the bail application.

Learned APP for the State opposed the prayer for bail of the petitioner.

Considering the aforesaid facts and circumstances of the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees twenty five thousand) with two sureties of the like amount each in connection with Chanpatiya (Kumarbagh O.P.) P.S. Case No. 267/2020 to the satisfaction of learned Court below where the case is pending/ successor Court.

(Anjani Kumar Sharan, J)

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