

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.29329 of 2021**

Arising Out of PS. Case No.-303 Year-2020 Thana- GRIYAK District- Nalanda

SUJIT KUMAR Son of Arjun Prasad @ Arjun Mahto Resident of Village-  
Bhaidi, P.S.- Katarisaray, District- Nalanda (Bihar), at present residing  
Barsaliganj, P.S.- Barsaliganj, District- Nawada. ... .. Petitioner/s  
Versus

THE STATE OF BIHAR ... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Ranjeet Kumar Mishra  
For the Opposite Party/s : Mr. APP

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR**  
**ORAL ORDER**

3      09-03-2022                      Heard learned counsel for the petitioner and learned  
APP for the State.

The instant application for anticipatory bail has been  
filed by the petitioner apprehending his arrest in connection  
with Giriyaak (Katrissarai) P. S. Case No. 303 of 2020 instituted  
for the offence under section 304/34 of the Indian penal code.

As per allegation in the FIR, son of the informant,  
namely, Shiv Poojan went out of his house but he did not return  
then a search was made. He got an information that dead body  
of his son was lying besides the field of Late Harischandra  
Prasad which is in occupation of Arjun Mahto for *bataie*. Arjun  
Mahto had put naked wire around the field to get electric for  
some agricultural purpose. Son of the informant came into  
contact of naked wire and electrocuted.

Learned counsel appearing on behalf of the petitioner  
has submitted that petitioner is innocent and has been falsely



implicated in this case as he is son of co-accused Arjun Mahto. Property dispute is going on between father of the informant and the informant. Petitioner is not residing at his parental house, he is living separately in Barisliganj, Nawada since last ten years and in this regard Nagar Panchayat, Barsliganj certified the facts, certificate is annexed as Annexure-2 to this petition.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and considering the submission made on behalf of the petitioner, this Court is inclined to enlarge him on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Giriyak (Katrisarai) P.S. Case No. 303 of 2020 he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Sessions Judge, Nalanda, Bihar subject to the conditions as laid down under section 438(2) of the Cr.P.C.

**(Sunil Kumar Panwar, J)**

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