

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 42285 of 2022

Arising Out of PS. Case No.-96 Year-2021 Thana- BADHAILA District- Rohtas

Shiv Narayan Mahto Son of Late Suryabali Mahto Resident of Village -
Siyanwak, P.s.- Baghaila, Distt.- Rohtas at Sasaram.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Deovind Kumar Singh, Adv.

For the Opposite Party/s : Mr. Arun Kumar Pandey, APP.

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

4 21-12-2022 Let the defect(s), if any, be removed within two weeks
from today.

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

The petitioner seeks regular bail in connection with
Baghaila P.S. Case No. 96 of 2021 lodged under Sections 147,
148, 341, 342, 504, 506, 302, 120 (B) of the I.P.C. and Section
27 of the Arms Act.

As per the prosecution case, the allegation against the
6 persons including the present petitioner is to enter in the
temple and fire on the father of the informant. Due to which he
died. The specific allegation is against one Munna Singh, on the
active participation of the present petitioner and Rajesh Kumar.

Learned counsel for the petitioner submits that

evidences of 2 witnesses have already been taken place. Learned counsel for the petitioner submits that petitioner is innocent and has committed no offence. He further submits that petitioner is in custody since 02.02.2022 having clean antecedent and charge sheet has already been filed in this case.

Learned counsel for the State opposes the prayer for bail and submits that vide order dated 23.11.2022 in Cr. Misc. No. 40900 of 2022 bail petition of the co-accused has been rejected.

In the present facts and circumstances of this case and the submissions made above, I am not inclined to grant bail to the petitioner.

Trial Court is directed to release the petitioner on bail 6 months from today, after imposing its own conditions, so that he may not evade his appearance during trial.

(Dr. Anshuman, J.)

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