

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65841 of 2021

Arising Out of PS. Case No.-504 Year-2020 Thana- MUFFASIL District- West Champaran

DINANATH MAHATO @ DINANATH PRSAD Son of Ganesh Prasad
Mahato Resident of Village - Hardiya, P.O. and P.S. - Mufassil (Barvat Sena,
Bettiah), Bettiah and District - West Champaran.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mohammed Abu Haidar, Advocate
For the Opposite Party/s : Mr.Choubey Jawahar, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 12-04-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in a case registered for the
offences punishable under Sections 302, 201, 120B and 34 of
the Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner is in custody since 11.08.2021, is a person with clean
antecedent and charge-sheet has been submitted in the case.

Learned counsel for the petitioner submits that the
informant alleges that his daughter was married to Vijay Prasad
about 15 years back and out of the wedlock, two children were
born, further her husband used to torture her. It is further alleged
that on 19.08.2020, an information was received by the
informant's son on his mobile that the deceased has been killed



by the accused persons, including the petitioner, on account of quarrel which took place last night and the dead body has been cremated.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated, the marriage was 15 years old, the petitioner is elder brother-in-law (*bhaishur*) of the deceased and the entire allegation hinges around suspicion as the informant is not an eye-witness to the occurrence. It is further submitted that the petitioner is separate in mess and property with the husband of the deceased.

Learned A.P.P. for the State opposes the prayer for bail of the petitioner.

Considering the fact that the petitioner is in custody, is a person with clean antecedent, charge-sheet has been submitted in the case and is the elder brother-in-law of the deceased, let the petitioner above named be released 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 the learned court below where the case is pending/successor court in connection with Bettiah Muffasil P.S. Case No. 504 of 2020.

(Satyavrat Verma, J)

Rishi/-

U		T	
---	--	---	--

