

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69854 of 2021**

Arising Out of PS. Case No.-37 Year-2021 Thana- KASHICHAK District- Nawada

RAJENDRA MAHTO @ TUNA MAHTO @ TUNNA MAHTO (M), aged about 50 years, Son of Late Babu Lal Mahto, Resident of Village-Birnawan, P.S. Kashichak, District Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Sanjeev Kumar, Advocate
For the Opposite Party/s	:	Mr.Ramchandra Singh
For the Informant	:	Mr. Birendra Kumar, Advocate.

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 07-06-2022 Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

Learned counsel for the petitioner is permitted to remove the defect(s), as pointed out by the office, if any, within a period of three weeks on resumption of physical mode.

The Petitioner is apprehending his arrest in a case registered for the offences punishable under Sections 147, 148, 149, 506, 504, 379, 385 and 307 of the Indian Penal Code and 27 of the Arms Act.

The prosecution case is that the allegation against the petitioner is of firing and demand of rangdari. The petitioner and other co-accused persons came to the house of the



informant's brother and started abusing. On Hulla, the petitioner and co-accused demanded Rs. 5 lacs as rangdari from Mukhiya. Due to non-fulfillment of the said demand, the petitioner started firing and fled away. Other co-accused persons assaulted the informant's brother with iron rod and snatched her golden chain and smart phone.

Learned counsel for the petitioner has submitted that there is no recovery of any cartridge from the possession of the petitioner and no injury was found in the injured person. The petitioner is also accused in one more criminal case. The informant and the accused persons belong to same village.

Learned A.P.P. for the State has opposed the bail petition of the petitioners.

Considering the aforesaid facts and circumstances, let the above named petitioner, in the event of his arrest/surrender within a period of six weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-I, Nawada in connection with Kashichak P.S. Case No. 37 of 2021, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure with following condition :-



1. The petitioner is directed to remain physically present before the learned court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bond of the petitioner is liable to be cancelled.

2. If the petitioner is found involved in any other criminal case in future, his bail bond is liable to be cancelled.

(Chandra Prakash Singh, J)

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