

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.63378 of 2023**

Arising Out of PS. Case No.-85 Year-2022 Thana- SAMASTIPUR District- Samastipur

1. SANT KUMAR Son of Arun Mahto Resident of Village-Dhurlakh P.S.-  
Samastipur Muffasil, District-Samastipur
2. RAHUL KUMKAR Son of Suresh Mahto Resident of Village-Dhurlakh  
P.S.-Samastipur Muffasil, District-Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Mahendra Pratap

For the Opposite Party/s : Mr.Ajay Kumar No. 2

**CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA**  
**ORAL ORDER**

2      16-10-2023                      Heard learned counsel for the petitioners and  
learned counsel for the State.

Petitioners apprehend arrest in connection with  
Samastipur Town P.S. Case No. 85 of 2022 registered for the  
offence under section 307 and other allied sections of the Indian  
Penal Code and sections 27 and 35 of the Arms Act.

Learned counsel for the petitioners submits that  
petitioners have not committed any offence as alleged in the  
first information report and they have been falsely implicated in  
this case. Moreover, similarly situated co-accused persons have  
been granted bail by different co-ordinate Benches of this Court  
vide orders dated 06.12.2022, 01.09.2023 and 27.03.2023



passed in Cr. Misc. Nos. 39147 of 2022, 47585 of 2023 and 1984 of 2023 respectively. Learned counsel has produced the web copies of the aforesaid orders. Let it be kept on record. Petitioners have no criminal antecedent.

Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, the petitioners, above named, in the event of arrest or surrender before the court below within a period of four weeks from today, are directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate, Samastipur in connection with Samastipur Town P.S. Case No. 85 of 2022 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

**(Arvind Srivastava, J)**

mcv/-

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