

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72182 of 2023

Arising Out of PS. Case No.-126 Year-2023 Thana- LALIT NARAYAN UNIVERSITY
District- Darbhanga

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Arjun Mahto @ Arjun Kumar Mahto Son Of Sri Krishna Mahto Resident Of
Mohalla - Sundarpur Chhathipokhar, P.S.- L.N.M.U., District - Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Vaishnavi Singh
For the Opposite Party/s : Mr.Anita Kumari

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 08-11-2023 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner has prayed for regular bail in a
case registered for the offence punishable under section
302/34 of the Indian Penal Code.

3. As per FIR, the informant alleged that the while
brother of the informant is returning home in the meantime
petitiner and co-accused persons surrounded him and due to
enmity started assaulted him by means of knife due to which
his brother sustained injuries. Thereafter, he was taken to
hospital where doctor declared him dead.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has



committed no offence. He has falsely been implicated in this present case due to previous rivalry. The informant is not an eye witness of the alleged occurrence and there is no specific allegation levelled against the petitioner rather general and omnibus allegation levelled against him. It is further submitted that the petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 24.04.2023.

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

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as judicial custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with LNMU P.S. Case No. 126 of 2023 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate-Ist, Class Darbhanga.

(Sunil Kumar Panwar, J)

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