

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9558 of 2024

Arising Out of PS. Case No.-939 Year-2023 Thana- ARA NAGAR District- Bhojpur

1. Kashi Mahto @ Kashinath Mahto son of Raghubansh Mahto @ Raghubansh Prasad Singh Village- Dharahara Ps- Ara Town Dist- Ara Town Dist- Bhojpur
2. Vivek Mahto son of Kashi Mahto Village- Dharahara Ps- Ara Town Dist- Ara Town Dist- Bhojpur
3. Manu Mahto son of Sanjay Mahto Village- Dharahara Ps- Ara Town Dist- Ara Town Dist- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dharendra Singh, Adv.

For the Opposite Party/s : Mr. Anand Kishore Choudhary, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 22-02-2024 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

2. The petitioners apprehend arrest in connection with
Ara Town P.S. Case No. 939 of 2023 dated 18.11.2023,
instituted for the offence punishable under Sections 341, 323,
307, 384, 379/34 of the Indian Penal Code.

3. The allegation against the petitioners is of
assaulting the informant with iron rod. Manu Mahto is said to
have taken twenty thousand rupees from the pocket of the
informant and Vivek Mahto is said to have snatched his golden
chain.



4. Learned counsel for the petitioners submits that the petitioners are innocent and they have been falsely implicated in this case. It is submitted that there is specific allegation against Loha Mahto and Navain Mahto, who assaulted the informant and son of the informant with pistol butt and iron rod respectively. There is no specific allegation against the petitioners rather it is general and omnibus. Lastly, it has been submitted that they have no criminal antecedent.

5. Learned A.P.P. has opposed the prayer for bail of the petitioners.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest / surrender of the petitioners in connection Ara Town P.S. Case No. 939 of 2023, they shall be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the learned C.J.M., Bhojpur, subject to condition as laid down under Section 438(2) of the Cr.P.C..

(Khatim Reza, J)

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