

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44540 of 2024

Arising Out of PS. Case No.-2 Year-2024 Thana- SARAIYA District- Muzaffarpur

Ramadhin Mahto @ Akalu Mahto Son of Late Kapildeo Mahto Resident of
Village- Rupauli, P.S.- Saraiya, Dist.- Muzaffarpur

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manoj Kumar

For the Opposite Party/s : Mr.Damodar Prasad Tiwary

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 27-06-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Saraiya
P.S. Case No. 2 of 2024 instituted for the offences under
Sections 341, 323, 307 and 302 of the Indian Penal Code.

3. The allegation against the petitioner along with
others is of assaulting the father of the informant due to which
he succumbed to injury.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. There is no eye-witness to the alleged occurrence.
There is no intention to kill the informant's father. The petitioner
is in custody since 24.01.2024 and has no criminal antecedent.



5. Learned APP for the State has opposed the application for bail and submitted that petitioner is named in the FIR. There is specific allegation of assault by means of bamboo to the deceased is against the petitioner. During investigation several witnesses have also supported the prosecution case.

6. Having heard the learned counsel for the parties and considering the specific allegation of assault against the petitioner, this court is not inclined to enlarge the petitioner on bail and, as such, his prayer for bail stands rejected.

7. Hence, trial Court is directed to conclude the trial within one year, failing which, the petitioner will be at liberty to renew his prayer for bail.

(Rudra Prakash Mishra, J)

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