

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58476 of 2023

Arising Out of PS. Case No.-111 Year-2023 Thana- GORAUL District- Vaishali

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RAM GULAM MAHTO SON OF LATE MAHURI MAHTO RESIDENT OF
VILLAGE- RAMDASPUR, PS- GORAUL, DIST- VAISHALI

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr. Ram Shankar Das
For the Opposite Party/s :	Mr. Madan Kumar
	Mr. Gautam Kumar Yadav

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 18-01-2024 Heard learned counsel for the petitioner, learned counsel

for the informant as well as learned Additional Public

Prosecutor for the State.

2. The petitioner apprehends his arrest in a case registered

for the offence punishable under Sections 341, 323, 324, 307,

302, 325, 504, 34 of the Indian Penal Code.

3. The allegation against the petitioners is that they along

with other co-accused persons entered the house of the

informant and started abusing him. They also assaulted the

informant and his family members by means of deadly weapons.

4. It is submitted by learned counsel for the petitioner that

petitioner is quite innocent and have committed no offence. He



has been falsely implicated in this case. No such occurrence, in the manner as alleged, has ever taken place. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. There is no specific overt act against the petitioner. He submits that the specific allegation is against the co-accused Nandan Mahto. He further submits that the similarly situated co-accused persons have been granted bail by this Court vide order dated 12.12.2023 passed in Cr. Misc. No.78355 of 2023. Petitioner has no criminal antecedent, which is also mentioned in para-3 of the bail application.

5. Learned APP for the State as well as learned counsel for the informant opposed the prayer for anticipatory bail. It is submitted by the learned counsel for the informant that as per the post-mortem report several injuries were found on the deceased and the petitioner is also involved in the present case.

6. Having regard to the facts and circumstances of the case as there is no specific overt act against the petitioner, let the above named petitioner, be released on bail, in the event of his/her arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court



below where the case is pending/Successor Court in connection
with Goraul P.S. Case No.111 of 2023, subject to the conditions
as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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