

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76816 of 2023

Arising Out of PS. Case No.-895 Year-2022 Thana- CHAPRA MUFFASIL District- Saran

JAGDEV MAHTO Son of Baidhnath Mahto @ Tantu Mahto R/o vill -
Magaidih, P.S. - Chapra Mufassil, Distt. - Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Avnish Kumar Singh
For the State	:	Mr. Vinod Shanker Modi
For the Informant	:	Mr. Arun Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 03-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in a case registered for
the offence punishable under Sections 341, 302, 323, 324, 325,
307/34 of the Indian Penal Code.

3. As per the prosecution case, the petitioner is said
to have shot son of the informant who died due to gunshot
injury.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has committed no offence and has
falsely been implicated in this case. He submits that there is
admitted land dispute between the parties. He further submits
that the petitioner is languishing in custody since 08.02.2023.



He also submits that the petitioner’s side has also sustained grievous injury and was admitted in hospital about 39 days. The petitioner has no criminal antecedent as mentioned in para-3 of this application.

5. Learned APP for the State opposed the prayer for bail.

6. Considering the facts and circumstances of the case and the fact that the petitioner is the main assailant, the Court is not inclined to grant regular bail to the petitioner. Accordingly, the prayer of regular bail of the petitioner is hereby rejected.

7. However, the petitioner shall be at liberty to renew his prayer for bail after framing of charges.

(Anjani Kumar Sharan, J)

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