

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2285 of 2024

Arising Out of PS. Case No.-178 Year-2022 Thana- GWALPARA District- Madhepura

Nikku Kumar Mahto Son Of Lalchand Mahto @ Lalchan Mahto Resident Of
Village - Sindhuwari, Bind Toli, Ward No.14, P.S. - Gwalpara, District -
Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pawan Kumar, Advocate

For the Opposite Party/s : Mr. Mohammad Sufyan, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 29-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
ST No. 170 of 2023 arising out of Gwalpara P.S. Case No. 178
of 2022, registered for the offences punishable under Section
302 of the Indian Penal Code and Section 27 of the Arms Act.

3. As per the prosecution case, some unknown
miscreants killed the father of the informant.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case on the basis of suspicion. He further submits that no
incriminating articles have been recovered from the conscious
possession of the petitioner or from the house of the petitioner



except the confessional statement there is no material against the petitioner. He also submits that similarly situated accused persons, namely, Rana Kumar and Shivam Kumar have already been granted bail by different Co-ordinate Benches of this Court vide orders dated 18.05.2023 and 07.07.2023 passed in Cr. Misc. No. 24005 of 2023 and Cr. Misc. No. 9329 of 2023, respectively. He also submits that petitioner has two criminal antecedent and he is in jail custody since 17.10.2022.

5. Learned APP for the State has opposed the prayer for regular bail of the petitioner.

6. Considering the facts and circumstances of the case and the submissions of learned counsel for the parties, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge III, Madhepura in connection with ST No. 170 of 2023 arising out of Gwalpara P.S. Case No. 178 of 2022.

(Sunil Dutta Mishra, J)

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