

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16442 of 2025

Arising Out of PS. Case No.-98 Year-2010 Thana- BEERPUR District- Begusarai

Arvind Mahto @ Arvind Kumar Son of Late Durga Mahto @ Durga Mahto @
Late Prasad @ Late Arjun Mahto Resident of Village- Nonpur, Ward No. 051,
P.S.- Teghra, Distt.- Begusarai

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sandip Kumar Gautam

For the Opposite Party/s : Mr.Pushpa Sinha

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

3 12-05-2025 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-302, 201, 34 of the Indian
Penal Code.

3. Allegedly, the nephew of the informant was
murdered by the accused persons and his dead body was
recovered from the Balan river.

4. It has been submitted on behalf of the petitioner
that the investigating authorities did not find the case true
against the petitioner and he was exonerated by the investigating
authority in the year, 2011 but the learned Magistrate took
cognizance against him on 19-02-2019 without any cogent



material in the case diary. It has further been submitted that the witnesses examined during course of investigation have stated categorically that the deceased was a person of criminal nature and he has solemnized marriage with a lady belonging to the Maoist group and it was the reason of his murder.

5. Mr. Shailendra Kumar, learned APP although opposed the prayer for bail but fairly conceded that the independent witnesses have stated in different paragraphs of the case diary that the deceased was a person of criminal antecedent. The petitioner and two other co-accused persons have been exonerated during course of investigation.

6. Considering the aforesaid facts and circumstances, let the petitioner named above, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-Ist, Begusarai in connection with Birpur (Beerpur) P.S. Case No. 98 of 2010.

(Nawneet Kumar Pandey, J)

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