

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82846 of 2024

Arising Out of PS. Case No.-103 Year-2021 Thana- NOWKOTHI GARHPURA District-
Begusarai

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Ganga Mahto Son of Lalka Mahto @ Lalo Mahto Resident of Village -
Babhangama, P.S. - Nowkothi, District - Begusarai

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anshu Dhar Sharma

For the Opposite Party/s : Mr. Arun Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 24-01-2025 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, 102B/34 of the
Indian Penal Code and Section 3 and 4 of the Explosive
Substance Act.

3. The anticipatory bail of the petitioner was
rejected by this Court vide order dated 30.08.2022 passed in Cr.
Misc. No. 12815 of 2022. The petitioner surrendered before the
Court below after delay of about two years.

4. As per the prosecution case, 10 to 15 unknown
persons attacked the informant's son. When the informant came
to know about the incident, he rushed to the place of
occurrence, but the assailants threw a bomb at his son, resulting
in his son's death.



5. Learned counsel for the petitioner submits that no such occurrence as alleged ever took place. He is quite innocent and has been falsely implicated in this case. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. He submits that the petitioner has been made accused in the present case on the basis of confessional statement of co-accused. The petitioner has three criminal antecedent and has been languishing in custody since 13.06.2024.

6. Learned APP for the State opposed the bail petition.

7. Considering the facts aforesaid, the above named petitioner is directed to be enlarged on bail **after framing of charge** 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 Nowkothi P.S. Case No.103 of 2021.

(Anjani Kumar Sharan, J)

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