

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.5651 of 2009
BECHAN MAHTO son of Late Manjhi Mahto, resident of village-
Bangaraha Kushabaha Tola, P.S.- Bajpatti, District- Sitamarhi.
Versus
STATE OF BIHAR

2 31.03.2009 Heard learned counsel for the petitioner and
learned counsel for the State.

The offence alleged is under section 302 of the
Indian Penal Code.

It has been submitted on behalf of the petitioner
that the petitioner who is a poor man and is unable to
move properly, has been implicated in this case alleging
that he killed his wife by assaulting with Tengari. It is
further submitted that during investigation it has come
that the deceased died on account of taking poisonous
substance. It is further contended that the police after
investigation submitted final form in the year 2003,
however the learned Magistrate differing with the same
took cognizance of the offence.

Learned Addl. P.P. appearing for the State
opposes the prayer for bail.

In the facts and circumstances of the case, it
is directed that in the event of arrest or surrender within
a period of four weeks from today, the petitioner, above
named, be released on bail on furnishing bail bonds of
Rs. 10,000/- (ten thousand) with two sureties of the like

amount each to the satisfaction of Judicial Magistrate, Ist Class, Pupri at Sitamarhi in connection with Bajpati P.S. Case No. 8 of 1998 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

Manish/-

(Shailesh Kumar Sinha,J.)

