

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48138 of 2015

Arising Out of PS.Case No. -388 Year- 2015 Thana -MAJHAULIA District-
WESTCHAMPARAN(BETTIAH)

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BUDHAN MAHATO, SON OF LATE SARYUG MAHATO, RESIDENT
OF VILLAGE- PARSA MAUJE, P.S.- MAJHAULIA, DISTRICT- WEST
CHAMPARAN, BETTIAH

.... PETITIONER/S

VERSUS

THE STATE OF BIHAR

.... OPPOSITE PARTY/S

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Appearance :

For the Petitioner/s : Mr. Rohit Kumar

For the Opposite Party/s : Mr. Jitendra Kumar Singh-I(App)

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 30-10-2015 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner is accused in connection with Majhaulia
P.S. Case No. 388 of 2015, registered under Sections 341, 323,
302 and 504/34 of the Indian Penal Code.

The accusation is that due to keeping of Bamboo, near
the way by the informant, Amrika Mahto, Pappu Mahto and this
petitioner came at the door of informant and started to assault him.
When the mother of the informant came to save him then she was
also assaulted by the accused persons, who died at the spot.

Learned counsel for the petitioner submits that, in fact,
deceased, Jokhni Devi, mother of the informant, died due to heart

attack but due to ulterior motive petitioner and others have falsely been implicated in this case. It is further submitted that while the allegation against the petitioner is to cause injury through the Lathi and Danda but no external injury was found on the person of the deceased. It is further submitted that petitioner has no criminal antecedent and is in custody since 22.07.2015.

Having regard to the facts and the circumstances of the case, the petitioner above named, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Bettiah, West Champaran, in connection with Majhauria P.S. Case No. 388 of 2015.

(Rajendra Kumar Mishra, J)

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