IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 4555 of 2026

Nitish Mahto @ Nitesh Kumar, aged about 15 years, son of Sanjay Mahto, resident of village- Petarbar Pichhri, P.O.- Pichhri, P.S.- Dist.- Bokaro (Jharkhand) Represented through his guardian / Maternal grandfather (Nana) namely Lalit Mahto aged about 66 years, son of Chunu Mahto resident of Village Jharmunga, P.O. Majura, P.S. Kasmar, District Bokaro (Jharkhand).

..... … Petitioner

Versus

The State of Jharkhand

..... … Opposite Party

CORAM : HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner : Mr. Nawal Kishore Pandey, Advocate.
For the State : Mr. N.K. Ganjhu, A.P.P.

04/ 13.08.2026 Heard learned counsel for the petitioner and learned A.P.P for the State.

2. The petitioner is apprehending his arrest in connection with Petarbar P.S. Case No. 91 of 2025, registered for the offence under Sections 126 (2), 115 (2), 117 (2), 109(1), 303(2), 324 (2), 329(4), 351(2), 352 and 3 (5) of Bharatiya Nyaya Sanhita, 2023, pending in the court of learned Sub-Divisional Judicial Magistrate, Bermo at Tenughat.

3. Learned counsel appearing for the petitioner submits that the petitioner was aged about 14 years only at the time of alleged occurrence and he is a student and to buttress his argument, he refers to Annexure-2, which is the certificate issued by the Principal of Uchchya Vidyalaya, Pichhari, Bokaro, stating therein that the petitioner is a student of that school. He next submits that entire family members have been made accused and there are case and counter case and

further there are general and omnibus allegations and even the injuries are found to be simple. He also submits that five of the other co-accused persons have already been provided the privilege of anticipatory bail by this court in A.B.A. No. 7059 of 2025. On these grounds, he submits that anticipatory bail may kindly be provided to the petitioner.

4. Learned A.P.P. appearing for the State has opposed the prayer and submits that allegations are there of making assault. On this ground, he submits that anticipatory bail may kindly be rejected.

5. Annexure-2 of the petition, *prima facie* suggests that petitioner is a student and he was aged about 14 years at the time of alleged occurrence and further there are case and counter case and five other co-accused persons have already been provided the privilege of anticipatory bail by this court in the aforementioned A.B.A.

6. In the attending facts and circumstances of the case, I am inclined to grant anticipatory bail to the petitioner, above named.

7. Accordingly, the petitioner, named above, is directed to surrender before the learned court within three weeks from today and in the event of his surrender / arrest, the petitioner shall be released on bail, on furnishing bail bonds of Rs. 25,000/- (twenty five thousand) with two sureties of the like amount each, to the satisfaction of learned Sub-Divisional Judicial Magistrate, Bermo at Tenughat, in connection with Petarbar P.S. Case No. 91 of 2025, subject to conditions as laid down under Section 482 (2) of Bharatiya Nagarik Suraksha Sanhita, 2023.

(Sanjay Kumar Dwivedi, J.)

Dated:-13.08.2026
Amitesh/-