

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3528 of 2025

Arising Out of PS. Case No.-80 Year-2019 Thana- PARSAUNI District- Sitamarhi

Ramkumar Mahto S/o Raudi Mahto R/o Village- Nanpur, P.S.- Nanpur,
District- Sitamarhi

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Uday Kumar, Advocate.
For the State : Mr. Bharat Lal, APP

CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

3 28-02-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail, apprehending his arrest,
in connection with Prasauni P.S. Case No. 80 of 2019, dated
19.10.2019 registered for the offences punishable under
Sections 384 and 387 of the Indian Penal Code.

3. As per allegation, the informant had got a call from
Mobile Nos. 6209289240 and 9956995420 for extortion money.

4. Learned counsel for the petitioner submits that the
Petitioner is innocent and has falsely been implicated in this
case. He further submits that Mobile numbers in question are
not in the name of the petitioner. He further submits that the
name of the petitioner has transpired only on the basis of
confessional statement of co-accused which has no evidentiary



value. He further submits that similarly situated co-accused, Dilip Kumar @ Dilip Kumar Singh has been enlarged on anticipatory bail by this Court vide order dated 15.02.2025 passed in Cr. Misc. No. 5207 of 2025.

5. It is also stated in paragraph no. 2 of the bail petition that the petitioner has not moved this Court earlier either for anticipatory bail or regular one in the instant case.

6. It has further been stated in paragraph no.3 of the bail petition that the petitioner has been made accused in two other cases.

7. However, learned APP for the State vehemently opposes the prayer of the Petitioner for bail.

8. Considering the aforesaid facts and circumstances, **this petition is allowed**, directing the petitioner, above-named, to be enlarged on bail, in the event of his arrest or surrender before the court below within a period of eight weeks from the date of receipt / production of a copy of this order, on his furnishing bail bonds in the sum of Rs.10,000 /- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, Sitamarhi, in connection with Prasauni P.S. Case No. 80 of 2019, subject to the conditions as laid down under Section 438 (2) Cr.PC and on the



following conditions:

(i) In case, it is brought to the notice of the court below that the petitioner has any criminal antecedents other than the disclosed one, learned court below shall cancel the bail bonds of the petitioner after hearing him and getting satisfied that the petitioner has concealed his criminal antecedents despite his knowledge of the same.

(ii) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, learned court below shall cancel the bail bonds of the petitioner.

(Jitendra Kumar, J.)

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