

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25764 of 2025

Arising Out of PS. Case No.-140 Year-2023 Thana- BIHARIGANJ District- Madhepura

Mantun Rishideo Son of Late Malik Rishideo village- Tulsia Ward no. 4, Ps-
Biharganj, Dist- Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Dinesh Prasad Verma, Advocate
	:	Mr. Vivek Kunwar, Advocate
For the Opposite Party/s	:	Mr. Tapeswar Sharma, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 18-04-2025 Heard Mr. Dinesh Prasad Verma, learned counsel
for the petitioner and Mr. Tapeswar Sharma, learned Additional
Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in connection with Bihariganj P.S. Case No. 140 of 2023, F.I.R. dated 10.06.2023 for the offences punishable under Sections 341, 323, 324, 325, 307, 379, 506/34 of the Indian Penal Code.

3. As per the First Information Report, when the informant saw petitioners along with other accused persons were ploughing the field of her father-in-law, she objected upon which they assaulted the family members of the informant with intention of kill them and also misbehaved with her and



snatched her golden chain.

4. Learned counsel for the petitioner submits that petitioner has clean antecedent and he has falsely been implicated in the present case. He submits that although the petitioner is named in the FIR, there is no specific overt act against the petitioner rather there is specific allegation of assault against co-accused persons, namely, Bouku Rishideo, Deepan Rishideo, Satrudhan Rishideo and Ravi Rishideo. He further submits that similiary situated co-accused persons namely Bauku Rishideo in Cr. Misc No. 42706 of 2024 vide order dated 24.07.2024, Ravi Rishideo in Cr. Misc No. 56409 of 2024 vide order dated 06.09.2024 and Darogi Rishideo @ Bindeshwari Rishideo in Cr. Misc No. 2598 of 2025 vide order dated 31.01.2025 have been granted privilege of anticipatory bail by this Court.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid facts and circumstances, there is no specific allegation against the petitioner and the petitioner has clean antecedent and other co-accused persons have been granted privilege of anticipatory bail, let the petitioner, above named, in the event of arrest or surrender



before the court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Madhepura in connection with Bihariganj P.S. Case No. 140 of 2023, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure / Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita and with other following conditions:-

i. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

ii. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the



acceptance of bail bond in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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