

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31685 of 2025

Arising Out of PS. Case No.-434 Year-2024 Thana- SAHEBGANJ District- Muzaffarpur

Sahindra Kumar @ Sahindra Mahto S/o Chandeshwar Mahto R/o vill -
Baburaban, P.S.- Rajepur (Sahebganj), Distt. - Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sheo Kumar Prasad, Advocate

For the Opposite Party/s : Ms.Dr. Indihar Kumari, APP

CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY
ORAL ORDER

2 19-05-2025 Heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the State.

2. The petitioner seeks regular bail in connection with Sahebganj P.S. Case No. (Rajepur O.P.) 434/2024 corresponding to S.Tr. No. 110/2025 registered for the offences under Sections 126(2), 115(2), 118(1), 117(2), 109, 76, 303(2), 352, 329(3), 3(5) of B.N.S.

3. As per the prosecution case, while the informant was taking meal the named accused persons including the petitioner came there and assaulted the informant's family. It is stated that the petitioner assaulted one Bandhu Mahto by sword on his head while one Meghu Kumar also assaulted by sword on the head of Bandhu Mahto and



thereafter, they fled away and also took the gold *mangalsutra*.

4. Learned counsel for the petitioner submits that petitioner is innocent and has falsely been implicated in this case due to personal dispute between their families. Learned counsel further submits that allegation of snatching *mangalsutra* and assaulting Bandhu Mahto is also frivolous which can be ascertained from the injury report wherein it is stated that the injury sustained are simple in nature caused by hard and blunt substance. It is lastly submitted that the petitioner has one criminal antecedent in which he is on bail and is languishing in custody since 23.10.2024.

5. Learned counsel for the State has opposed the prayer for bail of the petitioner and submits that there is specific allegation upon the petitioner to have assaulted Bandhu Mahto by sword on his head.

6. Considering the aforesaid facts and circumstances of the case and taking into account that the injury sustained are simple in nature caused by hard and blunt substance and further considering the period of custody of the petitioner, let the petitioner above-named be



enlarged 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 learned Additional District and Sessions Judge-17, Muzaffarpur in connection with Sahebganj P.S. Case No. (Rajepur O.P.) 434/2024 corresponding to S.Tr. No. 110/2025 subject to the conditions:-

- a. One of the bailors of the petitioner shall be his close relative.
- b. The petitioner shall remain physically present in Court on each date of the trial.
- c. In case of absence on two consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the Court concerned.
- d. 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 bonds in terms of the
afore-mentioned order shall not be delayed
for purpose of or in the name of
verification.

(Sourendra Pandey, J)

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