

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36228 of 2025

Arising Out of PS. Case No.-42 Year-2025 Thana- MOKAMAH District- Patna

Arvind Kumar @ Arvind Mahto Son of Late Krishna Mahto @ Late Krishan
Mahto R/O Vill- Sultanpur, P.S.- Mokama, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar Pandey

For the Opposite Party/s : Mr. Kumar Veerendra Narayan

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

- 2 18-06-2025 1. Heard learned Counsel for the petitioner and learned Additional Public Prosecutor for the State.
2. This application, for grant of anticipatory bail, arises out of Mokama Police Station Case No. 42 of 2025, dated 07.02.2025, disclosing offences under Sections 126(2)/109(1)/352/351(2)/303(2)/3(5) of the Bhartiya Nyaya Sanhita.
3. The prosecution case, as per the First Information Report, is that on 07.02.2025, in the afternoon, while the brother of the informant was going to market, in the meanwhile the petitioner arrived there in intoxicated condition and without any reason started quarreling and when he protested, the petitioner assaulted him on his leg, also bite him and snatched Rs. 2,000/-. When the informant



intervened to save his brother, the petitioner assaulted him by means of knife on his head due to which he sustained head injury.

4. Learned counsel for the petitioner submits that both the parties are close-door neighbours and are distant agnates also. He next submits that there is land dispute between them regarding a passage. He further submits that injury sustained by the informant is simple in nature and injury caused to the informant's brother has not been brought on record by the prosecution.
5. Having regard to the submissions made on behalf of the parties and taking into consideration the fact that both the parties are neighbours and distant agnates having land dispute, injury sustained by the victim is simple in nature, I am inclined to grant the petitioner privilege of anticipatory bail.
6. This application is, accordingly, allowed.
7. Let the petitioner, above named, in the event of his arrest or surrender before the Court below within four weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Chief



Judicial Magistrate III, Barh, Patna, in connection with
Mokama Police Station Case No. 42 of 2025, subject to
the condition laid down under Section 482 (2) of the
Bhartiya Nagrik Suraksha Sanhita, 2023.

(Anil Kumar Sinha, J)

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