

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55562 of 2025

Arising Out of PS. Case No.-607 Year-2024 Thana- PANCHRUKHI District- Siwan

Mannu Mahto @ Bihari son of Ramlal Mahto RESIDENT OF VILLAGE
-PAPAOR, P.S. -SARAI.OP, DISTRICT- SIWAN

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arbind Kumar Singh, Adv.

For the Opposite Party/s : Mr. Ashok Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 11-09-2025 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Section 317(5) of
the BNS read with Section 25(1-b)(a), 26 and 35 of the Arms
Act.

3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and the informant
alleges that on 20.12.2024 at 07:00 PM based on an information
he reached the place of occurrence and an accused named
Muzaffar Hussain @ Gabbar was arrested and he disclosed the
name of the petitioner from whose possession a knife fell while
fleeing, further from possession of Gabbar, cartridges were
recovered as detailed in the FIR along with a mobile, further he



was not able to produce any documents relating to the motorcycle which was seized.

4. Learned counsel appearing on behalf of the petitioner submits that petitioner was not arrested from the spot as such nothing was recovered from his conscious possession and his name transpired based on the confessional statement of Gabbar in police custody which does not have any evidentiary value. It is also submitted that petitioner will not abscond rather will co-operate in the investigation to prove his innocence.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Panchrukhi P.S. Case No. 607 of 2024 subject to the conditions as laid down under Section 482 (2) of BNSS.

7. One of the bailors of the petitioner shall be his



father namely Ramlal Mahto.

8. However, it is made clear that in the event if the Investigating Officer of the case files an application before the learned Trial Court bringing to its notice that petitioner despite giving assurance to this Court is not co-operating in the investigation, in that event the learned Trial Court shall be at liberty to cancel the bail bonds of the petitioner.

9. It is further made clear that if charge sheet is submitted connecting the petitioner with the offence, apart from confession, in that event the present anticipatory bail order shall lose its effect.

10. Let a copy of this order be sent to the concerned police station through the learned Trial Court.

11. Accordingly, the instant anticipatory bail application stands allowed.

(Satyavrat Verma, J)

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