

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48533 of 2025

Arising Out of PS. Case No.-184 Year-2025 Thana- Marnga District- Purnia

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1. Tuno Mahaldar, aged about 54 years, male, son of late Sonu Mahaldar,
 2. Ravi Kumar, aged about 20 years, male, son of Dilip Rajak,
 3. Dipak Kumar, aged about 25 years, male, son of Manoj Rajak,
 4. Pramod Rajak, aged about 41 years, male, son of Late Laxmi Rajak,
All resident of village- Harda Bazar, Ward no. 2, P.S.- Maranga, District-
Purnea
- Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ram Prawesh Kumar, Advocate
For the Opposite Party/s : Mr. Satyendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 30-07-2025 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

2. The petitioners seek bail in connection with Maranga PS Case No.184 of 2025 dated 23.05.2025, instituted for the offence punishable under Sections 189(1), 189(2), 191(2), 190, 26(2), 127(2), 115(2), 221(1), 132, 324(4), 109, 351(2) of the *Bharatiya Nyaya Sanhita*, 2023.

3. The prosecution case, in brief, is that on the alleged date of occurrence at about 22.00 PM, the informant Kapildev Yadav, SI of Maranga PS, left Police Station along with other police personnel for night patrolling. During the patrolling, they



proceeded for recovery of kidnapped children of Madhubani PS Case No. 135/25, namely, Priya Rani, aged about 11 years, Shivani Kumari, aged about 6 years and Raja Babu, aged about 8 years. The informant and other police officials left for Harda Bazar with police of Madhubani Police Station to co-operate in the recovery of the aforesaid children. As per information, the informant and police force reached at the house of Dilip Rajak at about 22.40 hours. When Dilip Rajak was questioned about the kidnapped children, he told that all the three children are with him, but he will not let them be taken away. Despite informant's repeated requests, they remained adamant and closed the main door of the house and held the informant and others captive and started pushing and abusing them. Then the informant informed the SHO of Maranga Police Station and Madhubani Police Station. In the meanwhile, on getting the opportunity, one person started beating Reena Devi mercilessly. When the informant stopped them from beating, all the men and women became furious and assaulted the policemen with sticks and injured them. One person, who was telling his name as Dilip Rajak, started snatching the service pistol of Sub Inspector, Sunny Kumar of Madhubani PS and tore his uniform. Meanwhile, on the information given, the SHO of Maranga PS



and Madhuhani PS came to the place of occurrence and somehow got the main door opened. When they entered inside, Dilip Rajak, attacked on the head of the SHO of Madhubani PS with the *lathi* in his hand with intention to kill him, but he raised his hand and sustained injury in his hand by stick. All other men and women of the family together started beating him and other police personnel due to which all the people got injured. From the place of occurrence, Deepak Kumar, Ravi Kumar, Pramod Rajak and Tunno Mahaldar were arrested. Reena Devi told that Dilip Rajak is her cousin, who wants to kill her children and grab her land. On being questioned about the persons, who assaulted the police, she told that those involved in taking the police captive and assaulting them were Dilip Rajak, Raj Kumar, Muskan Kumari, Pinky Devi, Ravi Kumar, Hari Rajak, Deepak Kumar, Pramod Rajak, Tunno Mahaldar and other 8-10 unknown persons. Accused Muskan Kumari and Pinki Devi were saying that they will trap all the policemen in rape case/SC/ST case.

4. Learned counsel for the petitioners submits that father of the petitioner no.2 is cousin of Reena Devi. It is also submitted that after recovery all the three children of Reena Devi were brought in the office of the Superintendent of Police,



Purnea, who handed over the same to Madhubani PS and the children disclosed their desire that they want to go to maternal grand-father's house and nobody kidnapped them. It is also further submitted that a false case being Madhubani PS Case No.135 of 2025 has been lodged by Reena Devi for kidnapping of her three children. The informant raided the house of Dilip Rajak for recovery of the kidnapped child of Madhubani PS Case No.135 of 2025 and when Dilip Rajak prevented the police from rescuing the children and tried to snatch the service pistol of a Sub-Inspector, present case has been lodged. Further submission is that there is land dispute between Reena Devi and the father of the petitioner no.2, namely, Dilip Rajak. Further submission is that main allegation of preventing the police force and snatching the firearm is against Dilip Rajak. Lastly, it is submitted that the petitioners are in custody since 23.05.2025 and the petitioner nos.1, 3 and 4 have no criminal antecedents, whereas, one criminal case is pending against the petitioner no.2.

5. Learned APP has opposed the prayer for bail.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioners be released on bail upon furnishing bail bonds of



Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Purnea, in Maranga PS Case No.184 of 2025.

7. The application stands allowed.

(Khatim Reza, J)

J. Alam/-

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