

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48221 of 2025

Arising Out of PS. Case No.-86 Year-2025 Thana- KUSHESHWARASTHAN District-
Darbhanga

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Bhajju Mahto S/o Late Bechan Mahto R/O Village-Simartoka, P.S-
Kusheshwarasthan, Dist- Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ansul, Sr. Advocate

Mr. Anuj Kumar, Advocate

For the Opposite Party/s : Mr. Chandra Bhushan Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

5 25-09-2025 1. Heard learned senior 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 Sections 316(2),
316(5), 318(4), 3(5) of the B.N.S.

3. Learned senior counsel appearing for the petitioner
submits that the petitioner has antecedent of one case and the
informant alleges that the petitioner who is Mukhiya along with
the Panchayat Sachiv misused public fund for their own use and
have benefited their close relatives by transferring fund in their
account and thus embezzled an amount of Rs. 17, 47,900/-.

4. Learned senior counsel appearing on behalf of
petitioner submits that the petitioner has falsely been implicated



in the instant case by the informant. It is next submitted that the Panchayat Sachiv who is also an accused in the instant F.I.R. was granted the privilege of anticipatory bail by this Court as such, seeks parity. It is also submitted that the allegation of embezzlement of public money but then investigation is continuing and the work has been done and the F.I.R. came to be instituted in a mechanical manner.

5. Mr. Chandra Bhushan Prasad, learned APP for the State vehemently opposes the anticipatory bail application. It is submitted that the petitioner has the audacity to approach this Court for seeking anticipatory bail when during course of investigation it has come that the public money which was credited in the account of the petitioner for public scheme was credited in the account of his son, nephew, daughter and member of the family. Learned APP submits that this amply demonstrate that the petitioner is fearless and does not think of consequences, as the money was credited in the account of his relatives and family members and hence very easily got connected during course of the investigation. It is also submitted that the investigation is continuing.

6. Considering the submissions made by the learned APP, this Court is not inclined to extend the privilege of



anticipatory bail to the petitioner.

7. Accordingly, the prayer for anticipatory bail of the petitioner stands rejected.

(Satyavrat Verma, J)

Ranjeet/-

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