

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60780 of 2025

Arising Out of PS. Case No.-112 Year-2025 Thana- BARAULI District- Gopalganj

Karim Mahato @ Kariman Mahato S/o Late Ram Swaroop Mahato R/o
Village- Bade Badheya, P.S.- Barauli, District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vikash Kumar Shukla, Advocate

For the Opposite Party/s : Mr. Madhura Nand Jha, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 08-09-2025 Heard Mr. Vikash Kumar Shukla, learned counsel
for the petitioner and Mr. Madhura Nand Jha, learned Additional
Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in connection with Barauli P.S. Case No. 112 of 2025, F.I.R. dated 22.04.2025 for the offences punishable under Sections 126(2), 115(2), 117(2), 118(1), 109(1), 351(2), 351(3) and 3(5) of the Bhartiya Nyaya Sanhita, 2023.

3. According to prosecution case, due to some previous dispute this petitioner along with other persons have assaulted the informant and his family members with intention to kill them.

4. Learned counsel for the petitioner submits that petitioner has clean antecedent and he has falsely been



implicated in the present case. He further submits that the allegation as alleged in the F.I.R. is false and fabricated and the petitioner has not committed any offences as alleged in the F.I.R. There is case and counter case between the parties. Although there is specific allegation against the petitioner and other accused persons that they have assaulted to the informant due to which he has received injury but the injury report of the informant suggest that the injury is simple in nature.

5. Learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid facts and circumstances that the petitioner has clean antecedent, there is case and counter case between the parties and the injury of the informant is simple in nature, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate 1st Class, Gopalganj in connection with Barauli P.S. Case No. 112 of 2025, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure / Section 482(2) of the Bhartiya Nagarik



Suraksha Sanhita and with other following conditions:-

i. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

ii. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that 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 above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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