

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69190 of 2025

Arising Out of PS. Case No.-47 Year-2025 Thana- Chakia District- Begusarai

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Santosh Kumar @ Santosh Mahto @ Chuhwa S/o Birmani Mahto R/o
Village- Simariyaghat, Bind Toli, P.S.- Chakiya, District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ram Sumiran Rai, Advocate

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

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**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

3 25-11-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Chakiya P.S. Case No. 47 of 2025 instituted for the offences
under Sections 308(3), 308(4), 308(5), 111, 115(2), 351(2), 352
of the Bharatiya Nyaya Sanhita, 2023 and Section 27 of the
Arms Act.

3. The prosecution case, in short, is that two criminals
assaulted the informant with bamboo sticks, demanded extortion
and created fear by multiple air-firings while threatening and
assaulting nearby shopkeepers before fleeing away.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case.



Learned counsel for the petitioner submitted that general and omnibus allegation has been made against the petitioner. No specific overt act is alleged against the petitioner. Learned counsel further submitted that petitioner never demanded extortion from anyone and nor any extortion amount was paid. It has been submitted on behalf of the petitioner that the petitioner is in custody since 01.08.2025 and has ten criminal antecedents.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner stating that as per paragraph no. 20 of the case diary, this petitioner has himself confessed his guilt. Learned APP further submitted that petitioner bears ten criminal antecedent of similar type of nature and therefore, the petitioner does not deserve to be released on bail.

6. Considering the aforesaid facts and circumstances of the case as also petitioner being involved in ten criminal cases of almost similar in nature, this Court is not inclined to grant bail to the petitioner.

7. Accordingly, the prayer for grant of bail to the petitioner is, hereby, rejected.

8. Learned Trial Court is directed to expedite the trial.



9. However, liberty is granted to the petitioner to renew the prayer for grant of bail before the Trial Court if the trial is not concluded within a period of four months from today.

(Rudra Prakash Mishra, J)

Alok Verma/-

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