

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76182 of 2025

Arising Out of PS. Case No.-84 Year-2025 Thana- NAWADA MUFFASIL District- Nawada

1. Bipin Kumar S/O Maina Mahto @ Darbari Mahto R/O Vill. - Bhagwanpur, P.S.- Mufassil, Dist.- Nawada
2. Gorelal @ Sunil Kumar S/O Bakkarbhaku @ Rajendra Prasad R/O Vill. - Bhagwanpur, P.S.- Mufassil, Dist.- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Birendra Kumar
For the Opposite Party/s : Mr.Ram Sevak Choudhary

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 14-11-2025 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

2. The petitioners seek bail in a case registered for
offence under Sections 103(2) of the B.N.S., 2023

3. The informant alleges that her co-villagers Rahul,
Ravi Ranjan, Vipin, Gorelal, Pankaj and Prabhat came to her
house and called her son Mrityunjay and co-villager Pravesh
and took them to Hardiya Asthan and told them that they
committed theft in their house hence will kill them. The
informant further alleges that she along with her daughter went
to Hardiya Asthan where they saw the accused persons
including these petitioners along with 10 unknown accused
assaulting her son and Pravesh by lathi and danda, accordingly
the informant intervened when she along with her daughter were
also assaulted and accused fled. Thereafter, police was informed



and the injured were taken to hospital where Mrityunjay (informant's son) died during course of treatment.

4. Learned counsel for the petitioners submits that petitioners have been falsely implicated in this case. Prior to lodging of the present case, one Ravi Ranjan Kumar instituted a case, vide Nawada Mufassil P.S. Case No. 83 of 2025 dated 27.02.2025 for theft in the house and the deceased (informant's son) and his friend were apprehended & interrogated and thereafter, stolen articles were recovered. The deceased and his friend Pravesh Kumar admitted that they had committed theft in several houses and also in the house of Ravi Ranjan Kumar. Allegation of assault is general and omnibus. The associate of the deceased namely Pravesh Kumar admitted that he was caught by the villagers while committing theft and the deceased (informant's son) fled away, but was subsequently caught. Large number of stolen articles were recovered from the possession of son of informant and his associate and as they were found to be in injured condition, were taken to hospital. Learned counsel further submits that informant lodged this case subsequently after coming to know about the death of her son. Similarly situated co-accused, namely, Pankaj Kumar and Prabhat Kumar have already been granted bail by a coordinate Bench of this



Court, vide order dated 08.10.2025 passed in Cr.Misc. No. 35716 of 2025 with Cr.Misc. No. 36577 of 2025 (Annexure – 2). Petitioners have got clean antecedent and are in custody since 18.06.2025. Chargesheet has been submitted.

5. Learned A.P.P. for the State vehemently opposed the bail petition.

6. Considering the aforesaid facts and circumstances, let the above named petitioners be released on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned A.C.J.M. 1st, Nawada / concerned Court in connection with Mufassil P.S. Case No. 84 of 2025.

(Prabhat Kumar Singh, J)

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