

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79468 of 2025

Arising Out of PS. Case No.-397 Year-2024 Thana- SABAUR District- Bhagalpur

Sajan Mahaldar @ Sarjan Kumar S/O Dhaneshwar Mahaldar @ Dhaneshwar
Mandal Resident of village- Lailakh, P.S.- Sabour, District- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sumit Kumar, Advocate
For the Opposite Party/s : Mr. Sanjay Kumar Singh, APP

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

ORAL ORDER

2 14-11-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Sabour
P.S. Case No. 397 of 2024, instituted for the offences punishable
under Sections 191(2), 191(3), 190, 126(2), 115(2), 109, 140(1),
352, 351(4), 61(2) of the Bharatiya Nyaya Sanhita, 2023, read
with Sections 25(1-B)(i), 9, 26, 35 and 27 of the Arms Act.

3. The prosecution case, in short, is that during
morning patrol the informant received news that 20-25 armed
miscreants at Lailakh Bahiyar opened indiscriminate fire on the
villagers of Shankarpur. They have kidnapped and injured one
villager namely Sitaram Mandal, intending to kill him. With the
help of police force, 12 of the armed suspects were captured



while crossing the river and several weapons were recovered.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. No incriminating material has been recovered from the conscious possession of the petitioner. Learned counsel for the petitioner also submits that no specific allegation has been attributed against the petitioner rather the same is general and omnibus in nature. It is next submitted that the injury sustained by the injured is found to be simple in nature. The petitioner is in custody since 04.09.2025 and has got one criminal antecedent in which he has been acquitted. Learned counsel for the petitioner further submits that other co-accused has been granted regular bail by this Court vide order dated 24.04.2025 passed in Cr. Misc. No. 22309 of 2025.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and taking into account the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) with two



sureties of the like amount each to the satisfaction of Court
below/concerned Court in connection with Sabour P.S. Case
No. 397 of 2024.

(Rudra Prakash Mishra, J)

Rajorshi/-

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