

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11851 of 2026

Arising Out of PS. Case No.-496 Year-2025 Thana- MADHUBANI TOWN District-
Madhubani

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1. Raman Mahto @ Raman Kumar Mahto Son of Late Parikshan Mahto Resident of village- Bhauwara Dargah chowk, P.S.- Madhubani Town, District- Madhubani
 2. Rahul Kumar Son of Raman Mahto @ Raman Kumar Mahto Resident of village- Bhauwara Dargah chowk, P.S.- Madhubani Town, District- Madhubani
 3. Raju Kumar Son of Raman Kumar Mahto @ Raman Mahto Resident of village- Bhauwara Dargah chowk, P.S.- Madhubani Town, District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Subhash Kumar Jha, Adv.
For the Opposite Party/s : Mr. Choubey Jawahar, APP

CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR
ORAL ORDER

4 18-05-2026 Heard learned counsel for the petitioners and learned APP
for the State.

2. After some arguments, learned counsel for the petitioners seeks permission to withdraw this anticipatory bail application as against the petitioner no.1, namely, Raman Mahto @ Raman Kumar Mahto.

3. Permission is accorded.

4. Accordingly, this anticipatory bail application stands dismissed as withdrawn as against the petitioner no. 1, above named, and the anticipatory bail application of petitioner nos. 2



and 3 is now being considered.

5. At this stage, counsel for the petitioners submits that looking to the fact that there is already a compromise arrived at between both the parties and there is a case and counter case, the application for regular bail of the petitioner no.1 may be directed to be considered on the same day of his surrender.

6. In view of such submission of the counsel for the petitioners, the concerned court below is requested to consider the bail of the petitioner no.1 expeditiously preferably on the same day of his appearance.

7. The petitioners are apprehending their arrest in connection with Madhubani Town P.S. Case No. 496 of 2025 (G.R. No. 2793 of 2025) dated 05.11.2025 registered for the offence punishable under Sections 126(2), 115(2), 118(2), 74, 303(2), 352, 3(5) of the Indian Penal Code.

8. The prosecution case, in brief, is that on 04.11.2025 petitioner no. 1 allegedly abused the informant upon objection to his act of urinating near their courtyard and, on the next day at about 6.00 am, all the accused persons allegedly came armed with weapons and assaulted the informant and his family members causing injuries. It is further alleged that petitioner no. 2 snatched the gold chain of Rekha Devi and co-accused Ranjju



Devi snatched Rs. 5,000/-.

9. Learned counsel for the petitioners submits that the petitioners are innocent and have been falsely implicated in the present case. It is next submitted that the allegation against the petitioners are general and omnibus in nature, while the specific allegation of assault and causing grievous injury is against the petitioner no.1, namely, Raman Mahto @ Raman Kumar Mahto, whose anticipatory bail application has been dismissed as withdrawn. It is lastly submitted that the petitioners bear no criminal antecedent.

10. On the other hand, the learned APP for the State has opposed the prayer for bail of the petitioners.

11. Having heard learned counsel for the parties and considering the aforesaid facts and circumstances of the case, as also the fact that no specific allegation has been made against petitioner nos. 2 and 3, whereas specific allegations of assault have been made against petitioner no. 1, against whom the instant anticipatory bail application has been dismissed as withdrawn, let the petitioner nos. 2 & 3, namely, Rahul Kumar and Raju Kumar be released on bail, in the event of their arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/-



(Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Madhubani in connection with Madhubani Town P.S. Case No. 496 of 2025 (G.R. No. 2793 of 2025), subject to the conditions as laid down under Section 482(2) of the B.N.S.S. as well as the following conditions:

(i) One of the bailors should be the family member/relative/known of the petitioner(s) who shall provide official document / personal affidavit to show his/her bona fide;

(ii) the petitioner(s) shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of their bail bond by the Trial Court itself;

(iii) the petitioner(s) shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds.

(Ajit Kumar, J)

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