

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9946 of 2026

Arising Out of PS. Case No.-514 Year-2025 Thana- CHAPRA MUFFASIL District- Saran

Dharmveer Mahto @ Dharamveer Kumar Mahato Son of Late Dashrath Mahto Resident of Village- Magaidih @ Manbgaidih, P.S.- Mufassil, Saran, Bihar

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shweta Anand

For the Opposite Party/s : Mr.Mukesh Kumar Singh

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR SINHA
ORAL ORDER

3 01-04-2026 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with Chhapra Mufassil P.S. Case No. 514 of 2025, registered for the offences punishable under Sections 126(2), 115(2), 118(1), 109, 303(2), 117(2), 3(5) of BNS.

3. The FIR alleges that on 06.09.2025 at about 5:00 PM, when the informant objected the villagers for gambling in his garden, the accused persons forcibly entered his house and assaulted him and his family. Co-accused Banti Kumar allegedly attacked him with a knife causing amputation of two fingers, while the petitioner caused a head fracture with an iron rod. When his mother and wife intervened, they were also assaulted, resulting in fracture injury to his mother. It is further alleged that co-accused



Rakesh Mahto snatched a gold mangalsutra from his wife.

4. The learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated. He is a person of clean antecedent. In the investigation, nothing emerged against him. The petitioner has enmity with the informant and that is why he has falsely been implicated.

5. On the other hand, the learned counsel for the informant has opposed the prayer for bail.

6. The allegation against the petitioner is of assaulting the informant on the head with an iron rod causing fractured injury. However, in the case diary, at paragraph no. 28, it has come that the injury is simple in nature. It has also been informed that three co-accused persons have already been granted bail on 18.03.2026 in Cr. Misc. No. 9905 of 2026. Also, the petitioner has no criminal antecedent. Considering all these aspects of the matter, I am inclined to grant privilege of anticipatory bail to the petitioner.

7. Let the petitioner, as named above, in the event of his arrest or surrender within four weeks from today, be enlarged on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Saran at Chapra in connection with Chhapra Mufassil P.S. Case No. 514 of 2025, subject to the conditions laid



down under section 438(2) of the Code of Criminal Procedure/Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023 and subject to further condition that :-

(i) The petitioner shall co-operate in the investigation/ trial.

(ii) The learned Court below would, however, verify the criminal antecedent of the petitioner and in case 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, it is expected that the verification process would be done expeditiously without causing any delay.

(Alok Kumar Sinha, J)

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