

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14844 of 2026

Arising Out of PS. Case No.-184 Year-2025 Thana- KATHAIYA District- Muzaffarpur

Kanchan Kumar @ Kanchan Mahto Son of Bhagirath Mahto Resident of
Village - Patti Aswari, P.S.- Kathaiya, District - Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Alok Kumar Alok, Advocate

For the Opposite Party/s : Mr.Harendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 03-04-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. In the present case, the petitioner is apprehending his arrest in connection with Kathaiya P.S. Case No. 184 of 2025 registered for the offences under Sections 126(2), 115(2), 118, 109, 117(2), 118(2), 74, 352, 351(2), 351(3), 3(5) of B.N.S.

3. As per prosecution case, the petitioner and other co-accused persons, in the background of land dispute, assaulted the informant with *lathi*, *danda*, iron rod, knife and *Dab*. The allegation against the petitioner is that he gave a *lathi* blow on the left hand and left leg of the informant causing its fracture. The assailants also assaulted the wife and daughter of



the informant.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. Only allegation against the petitioner is that he gave *lathi* blow on the leg and hand of the informant which are not vital parts, though the injuries are stated to be grievous due to fracture but there was no intention to cause death. Learned counsel further submits that the land dispute is admitted and parties are agnates. Even the land dispute is between the informant and co-accused Kundan and not with the petitioner. The petitioner is having clean antecedent.

5. Learned APP opposes the submission made on behalf of the petitioner.

6. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the absence of any serious injury on any vital part and also considering the background of land dispute and possibility of false implication, let the petitioner above named, in the event of his arrest or surrender before the court concerned within a period of eight weeks from today, be released on bail, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the



satisfaction of learned S.D.J.M. (West), Muzaffarpur/concerned court in connection with Kathaiya P.S. Case No. 184 of 2025, subject to the condition as laid down under Section 482(2) of the B.N.S.S. and other following conditions :

- (i) One of the bailors will be a close relative of the petitioner.
- (ii) The petitioner will remain present on each and every date fixed by the court below, if so required by the learned trial court.

(Arun Kumar Jha, J)

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