

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14956 of 2026

Arising Out of PS. Case No.-464 Year-2025 Thana- KESARIA District- East Champaran

Dinesh Mahto S/o Late Shree Mahto R/o Village - Dilawarpur, Ward No. 9,
P.S - Kesariya, District - East Champaran, Motihari

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Ms. Asha Kumari, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 25-03-2026 Heard learned Counsel for the petitioner and
learned APP for the State.

2. The present criminal miscellaneous application has been filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter referred to as ‘the BNSS, 2023’) for grant of anticipatory bail to the petitioner who apprehends arrest in connection with Kesariya P.S. Case No. 464 of 2025, lodged on 07.10.2025, under Sections 126(2)/15(2)/118(1)/ 109 /76 /303(2)/352/351(2)/3(5) of the Bhartiya Nyay Sanhita, 2023.

3. As per the prosecution, FIR has been lodged against four named accused persons including the present



petitioner with allegation that petitioner has assaulted the informant with *farsa*. In the FIR it has been alleged that dispute occurred between the informant and the petitioner's side to block the rain water which was flowing in drain.

4. Learned Counsel for the petitioner submits that the petitioner is innocent and has committed no offence. Learned Counsel for the petitioner submits that for the said date and place of occurrence, there are case and counter case from both sides and both adjacent neighbours. From the FIR, it transpires that date of occurrence is 04.10.2025; whereas FIR has been lodged on 07.10.2025. Counsel submits that injury has been caused from both sides and injury caused is simple in nature. He submits that at the spur of moment scuffling took place from both sides on petty issue.

5. Learned APP for the State opposes the prayer for bail of the petitioner.

6. As such, in the present facts and circumstances of this case, let the above named petitioner be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs.30,000/- (Rupees Thirty Thousand) as mentioned in Section 2(1)(d) of the BNSS, 2023



to the satisfaction of Chief Judicial Magistrate, East Champaran, Motihari, in connection with Kesariya P.S. Case No. 464 of 2025, subject to the conditions as laid down U/s 482(2) of the BNSS, 2023.

(Dr. Anshuman, J)

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