

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27179 of 2026

Arising Out of PS. Case No.-377 Year-2024 Thana- BIBHUTIPUR District- Samastipur

1. Jagat Keshari @ Jagat Narayan @ Jagat Kesri Mahto @ Jagat Narayan Mahto S/o Vishnu Dev Mahto R/o Village - Madhopur, Khoksa, Ward No. 8, P.S -Bibhutipur, District - Samastipur.
2. Anil Kumar S/o Jagat Keshari @ Jagat Narayan @ Jagat Kesri Mahto @ Jagat Narayan Mahto R/o Village - Madhopur, Khoksa, Ward No. 8, P.S -Bibhutipur, District - Samastipur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vijay Anand, Advocate

For the Opposite Party/s : Mr.Ajay Kumar No. 2, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 29-04-2026 Heard learned counsel appearing on behalf of the

petitioners and learned Additional Public Prosecutor

appearing on behalf of the State.

2. The accused/petitioners named in FIR and apprehending their arrest in connection with Bibhutipur P.S. Case No. 377 of 2024, which was registered on the basis of complaint case bearing no. 249/2024 dated 12.11.2024, for the offences punishable under Sections 196, 197, 467, 418, 406, 420, 323, 324, 120(B) of the IPC.

3. As per FIR/complaint, the petitioners alleged to create document fraudulently by using forged means and also to assault and abuse the informant when the action of



petitioners was protested by the informant while they came to construct the house on the land which was claimed to be in possession of the informant.

4. It is submitted by learned counsel appearing on behalf of the petitioners that the occurrence was purely civil in nature, for which the present criminal case is completely unoccasioned and unwarranted. It is submitted that for the land dispute, a civil case is also pending before the learned trial court as Title Suit No. 08/2014. The parties are agnates and just to create a legal pressure, the present false criminal case was lodged. Petitioners claimed clean antecedent.

5. Learned APP opposed the prayer of bail.

6. In view of aforesaid factual submissions and by taking note of fact as the present criminal case is *prima facie* lodged for a dispute, which is purely civil in nature and for the same, a title suit is also pending before the learned trial court, as discussed aforesaid, accordingly, both above named petitioners, who are of clean antecedent, in the event of their arrest or surrender before the learned trial Court, within a period of four weeks of the order, is directed to be



released on bail 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 S.D.J.M.,
Rosera, District- Samastipur/concerned Court, where the
case is pending in connection with Bibhutipur P.S. Case No.
377 of 2024 subject to the conditions as laid down under
Section 482(2) of the BNSS.

(Chandra Shekhar Jha, J)

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