

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39927 of 2025

Arising Out of PS. Case No.-1876 Year-2023 Thana- SIWAN COMPLAINT CASE District-
Siwan

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Vijay Mahto Son of Late Ram Balak Mahato village-Kherwa , P.S-Basantpur,
Dist -Siwan

... .. Petitioner/s

Versus

1. The State of Bihar
2. Shakuntala Devi Daughter of Gorakh Mahto Village-Kherwa , Ps-
Basantpur , District-Siwan Present Address -(Paternal) Village-Risaura, PS-
Maharajganj , District-Siwan

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr.Pradeep Narain Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

6 17-02-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest in
connection with Siwan Complaint Case No. 1876 of 2023 for
the offences under Sections 147, 148, 341, 323, 307, 498(A) and
511 of the I.P.C.

3. As per the prosecution case, the petitioner is
accused of assaulting and torturing the victim for demand of a
motorcycle.

4. It has been submitted by the learned counsel for the
petitioner that the petitioner is innocent and he has falsely been
implicated in this case.



5. Learned counsel for the State has opposed the application of the petitioner.

6 . Considering the submission of the parties and in view of the law laid down by the Hon'ble Supreme Court in the case of **Arnesh Kumar Vs. State of Bihar** reported in **(2014) 8 SCC 273** , this application of grant of anticipatory bail is allowed.

7. Let the petitioner, above named, in the event of his arrest or surrender before the concerned Court below within six weeks from today, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned court of Chief Judicial Magistrate, Siwan /concerned Court below in connection with Siwan Complaint Case No. 1876 of 2023, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973 / Section 482 of the BNSS.

8. As a condition of this order, the petitioner is directed to pay a maintenance amount of Rs. 6,000/- from the month of February, 2026 to the informant and the maintenance for the month of February, 2026 shall be paid to the informant before 25.02.2026 and thereafter the maintenance amount from the month of March, 2026 shall be paid to the informant every



month before the 10th day of the month.

9. It is made clear that the aforesaid maintenance order will be subject to the outcome of any order of concerned Court below passed in maintenance proceedings, if any.

(Sandeep Kumar, J)

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