

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48402 of 2026

Arising Out of PS. Case No.-64 Year-2026 Thana- RAHIKA District- Madhubani

Vishal Mahto son of Indal Mahto @ Indal Kumar Mahto Resident of village-
Dataur, Ps- Khajauli, Dist- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bhavesh Kumar Sah, Adv.

For the Opposite Party/s : Mr.Navin Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 22-07-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. In the present case, the petitioner seeks bail in connection with Rahika P.S. Case No.64 of 2026, registered for the offences under Sections 303(2) of the BNS.

3. As per the prosecution case, the motorcycle of the informant was stolen and during investigation, the petitioner was apprehended with stolen motorcycle.

4. Learned counsel appearing on behalf of the petitioner submits that the petitioner is innocent and he has been falsely implicated in this case. The petitioner is *bona fide* purchaser and he purchased the motorcycle from one Surendra Yadav@ Sunil Yadav in good faith for consideration. The petitioner had not been knowing that the motorcycle is stolen.



The name of the petitioner came in this case on the basis of confessional statement of coaccused Surendra Yadav. Learned counsel further submits that the petitioner was having a completely clean record however, he has been mechanically made accused in Madhubani Town P.S. Case No. 84 of 2026 which was instituted for the theft of motorcycle which has subsequently, been shown to be recovered from this petitioner. The petitioner is in custody since 25.03.2026 and charge sheet has been submitted.

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

6. Having regard to the fact and circumstances and submission made on behalf of the parties and considering the submission of charge sheet and period of custody of the petitioner, the petitioner is directed to be released on bail, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) each with two sureties of the like amount each to the satisfaction of learned ACJM-1st, Madhubani/concerned court, in connection with Rahika P.S. Case No.64 of 2026, subject to the condition laid down under Section 480(3) of the BNSS 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.

(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

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