IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71802 of 2026

CNR No. BRHC010953612026

Arising Out of PS. Case No.-191 Year-2017 Thana- BANKA District- Banka

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1. Rishu Mahto @ Rishu Kumar Bharti son of Bhado Mahto Resident of Village -Chuttiya PS and Dist- Banka
2. Ramswarup Mahto @ Bharti Son of Bhado Mahto Resident of Village -Chuttiya PS and Dist- Banka
3. Dablu Mahto @ Bharti Son of Bhado Mahto Resident of Village -Chuttiya PS and Dist- Banka

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Pankaj Kumar, Adv.
For the Opposite Party/s : Mr. Khurshid Anwar, APP

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

2 27-10-2026 1. Heard learned counsel for the petitioners and learned A.P.P. for the State.

2. The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 147, 149, 337, 431, 438, 427, 307 and 379 of the IPC.

3. Learned counsel for the petitioners submits that the petitioners have antecedent of two cases and the informant alleges that he was going to Saharsa from Domuham with sand loaded on truck, further near Chutiya crossing, miscreants 500-700 in number had blocked the road as a girl was crushed to death by a truck and the crowd had set some trucks on fire

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which were on the road, hence the informant backed and parked his truck about a kilometer away from the place of occurrence. It is next alleged that after an hour, 400-500 accused came and broke the window panes of the truck and looted Rs. 8,500/- and even set the truck ablaze, next alleges that he can recognize the accused persons.

4. Learned counsel for the petitioners submits that FIR is against unknown and the name of the petitioners transpired during the course of investigation. It is further submitted that allegations are general and omnibus in nature. It is next submitted that since a girl was crushed to death by a truck, as such, the villagers got enraged and thereafter the occurrence is alleged to have been committed. It is also submitted that for the same occurrence two more FIRs have been instituted and the petitioners have been granted the privilege of anticipatory bail in those two cases, as such, the antecedent which the petitioners carried is with respect to the same occurrence.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners.

6. Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the

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event of their arrest or surrender within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Banka P.S. Case No. 191 of 2017 subject to the conditions as laid down under Section 482 (2) of the BNSS.

7. **Accordingly, the application stands allowed.**

(Satyavrat Verma, J)

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