IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72972 of 2026

CNR No. BRHC011052352026

Arising Out of PS. Case No.-11 Year-2026 Thana- BANJARIA District- East Champaran

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1. Bhulan Mahato S/o Ramjeet Mahato R/o Village - Pathak Tola, P.S. - Turkauliya, Dist. - East Champaran.
2. Munil Kumar S/o Kishori Rai R/o Village - Kaparsandi, P.S. - Turkauliya, Dist. - East Champaran.

... ... Petitioner/s

Versus

1. The State of Bihar
2. Sanjeev Bahadur Singh S/o Late Rajendra Prasad Singh R/o Village - Mokhalishpur, PS. - Banjariya, Dist. - East Champaran.

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Manoj Kumar, Advocate
For the Opposite Party/s : Mr.Ganesh Prasad Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY

ORAL ORDER

2 23-11-2026 Heard learned counsel for the petitioners and learned APP for the State.

2. Learned counsel for the petitioners submits that **petitioner no. 2, namely, Munil Kumar** has been arrested in this case. In that circumstance, he seeks permission to withdraw this anticipatory bail application with respect to petitioner no. 2, namely, Munil Kumar.

3. Permission is accorded.

4. This application is dismissed as withdrawn with respect to petitioner no. 2.

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5. The instant application for anticipatory bail has been filed by the petitioner no. 1 apprehending his arrest in connection with Banjariya P.S. Case No. 11 of 2026 instituted for the offence punishable under Sections 318(4), 338, 336(3), 340(2), 119(1) and 3(5) of B.N.S.

6. The case of the prosecution, in short, is that one Rakesh Rai has sold the land on the basis of forged documents in favour of the petitioner.

7. Learned counsel appearing on behalf of the petitioner no. 1 has submitted that petitioner is innocent and has committed no offence. He has falsely been implicated in this case. He has got no criminal antecedent. It has further been submitted that petitioner is merely a purchaser. He is purchaser for value. It has further been submitted that if the document on the basis of which the sale was made is fraudulent then in that case, petitioner will be the greatest looser and he is the victim of this case.

8. Learned APP appearing for the State has vehemently opposed the prayer of bail of the petitioner

9. Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the **petitioner no. 1, namely,**

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Bhulan Mahato on bail. The petitioner no. 1 is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Banjariya P.S. Case No. 11 of 2026, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, East Champaran, Motihari, subject to the conditions as laid down under section 482 (2) of the B.N.S.S.

(Ashok Kumar Pandey, J)

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