IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74295 of 2026

CNR No. BRHC011059992026

Arising Out of PS. Case No.-152 Year-2026 Thana- KALYANPUR District- Samastipur

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1. Vikram Mahto son of Kuldeep Mahto Residence of Village -Gulab Tol Singhia Post and P.S-Kalyanpur Dist-samatipur
2. Amarjeet Mahto @ Amarjeet Kumar son of Kuldeep Mahto Residence Of Village -Gulab Tol Singhia Post and P.S-Kalyanpur Dist-samatipur
3. Chandrashekhar Mahto son of Kudeep Mahto Residence Of Village -Gulab Tol Singhia Post and P.S-Kalyanpur Dist-samatipur

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Abhay Kumar, Advocate.
For the Opposite Party/s : Mr.Anant Kumar 1, APP.

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH

ORAL ORDER

2 28-10-2026 Heard learned counsel appearing on behalf of the petitioners and learned APP for the State.

2. The petitioners seek pre-arrest bail in connection with Kalyanpur P.S. Case No. 152 of 2026 registered for the offence punishable under Sections 126(2), 115(2), 303(2), 110 and 3(5) of the BNS.

3. Allegation is of assaulting the informant and his family members with an intention to kill them causing injuries to them.

4. Learned counsel appearing on behalf of the petitioners submitted that the petitioners are neighbour of the

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informant and on the basis of the false allegation, petitioners have been roped in the present case. Subsequent to lodging of the present F.I.R., the informant has again lodged another F.I.R. relating to Kalyanpur P.S. Case No. 196 of 2026 against all the three petitioners. On these grounds, learned counsel submits that the petitioners being innocent seek to be released on pre-arrest bail.

5. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioners.

6. Having heard the rival submissions made on behalf of the parties, as well as, having perused the allegation made in the F.I.R., I find that the direct allegation of assaulting on the vital part of the body i.e. head is against petitioner no.2, as such, I am not inclined to enlarge the petitioner no.2 Amarjeet Mahto on pre-arrest bail.

7. So far as petitioner nos. 1 and 3 are concerned, in absence of any specific allegation of assault against them, they are directed to be released on pre-arrest bail, in the event of their arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned CJM, Samastipur in connection with

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Kalyanpur P.S. Case No. 152 of 2026, subject to the condition as laid down under Section 438(2) Cr.P.C / 482(2) BNSS.

8. The District Court is directed to verify the criminal antecedent of the petitioners and if it is found that the petitioners are involved in some other cases as what has been stated in Para-3 of the bail petition, this order will automatically lose its force.

9. The bail application stands disposed of.

(Purnendu Singh, J)

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