

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.89920 of 2025

Arising Out of PS. Case No.-249 Year-2025 Thana- DEV District- Aurangabad

Sanjay Mehta S/O Jagarnath Mahto R/O Village- Khushiyaipur, P.S- Deo,
Distt.- Aurnagabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bindeshwar Prasad Singh, Advocate

For the Opposite Party/s : Mr.Mithlesh Kumar Khare, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 15-01-2026 Heard Mr. Bindeshwar Prasad Singh, learned
counsel appearing on behalf of the petitioner and Mr. Mithlesh
Kumar Khare, learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Deo P.S. Case No. 249/25 registered for the offence(s)
punishable under Sections 126(2), 115(2), 117(2), 109 and 190
of the BNS.

3. As per the allegation made in the FIR, the accused
persons named therein including the petitioner assaulted the
family members of the informant, causing injuries.

4. Learned counsel appearing on behalf of the
petitioner submitted that petitioner is innocent and has falsely
been implicated in the present case. It is further submitted that
petitioner and informant are own gotia and due to dispute



relating to drainage of water, both the parties entered into fierce fight during which, in self defence, the petitioner may have caused some injury on the informant's side but the injuries sustained by the injured are simple in nature as per the opinion of the doctor. Petitioner has clean antecedent. On these grounds petitioner seeks to be released on pre-arrest bail.

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

6. Having considered the rival submissions made on behalf of the parties, as well, having perused the allegation made in the FIR and also the fact that the injuries sustained by the injured are simple in nature, I am of the opinion that petitioner, who is having clean antecedent, has, *prima facie*, made out a case to be released on pre-arrest bail.

7. The petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Aurangabad / Concerned Court in connection with Deo P.S. Case No. 249/25, subject to the conditions as laid down under Section 482(2) of the BNSS.



8. The learned District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases, as what has been stated in paragraph no.3 of the bail application, this order will automatically lose its force.

(Purnendu Singh, J)

Sanjay/-

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