

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3883 of 2026

Arising Out of PS. Case No.-746 Year-2023 Thana- MADHAURAH District- Saran

Chandan Mahto Son of Fuleshwar Mahto Resident Of Village - Piyarpurva,
P.S. - Marhowrah, Dist. - Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Tiwary, Advocate

For the Opposite Party/s : Mr. Khurshid Anwar, APP

CORAM: HONOURABLE MR. JUSTICE PRAVEEN KUMAR
ORAL ORDER

4 06-04-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Marhowrah P.S. Case No. 746 of 2023 dated 03.12.2023 registered for the offences punishable under Sections 147, 148, 149, 341, 323, 325, 333, 307 and 353 of the Indian Penal Code and Section 30(a) of the Bihar Prohibition and Excise Amendment Act.

3. As per the prosecution case, on a secret information that petitioner along with other persons is selling illicit liquor at village Piyarpurwa, the informant and other police officers reached at the spot. On seeing police, all the persons present there tried to flee away and they managed to flee away. Thereafter, all the accused persons including the petitioner came



and assaulted police party with lathi, bricks and rod. The petitioner was identified among the 30 persons, who took part in this offence.

4. Learned counsel for the petitioner submits that, in fact, this petitioner has falsely been implicated by the police as he was accused in some of the cases and there is general and omnibus allegation against this petitioner. It has further been submitted that the injuries sustained by the police personnel are simple in nature and all the injuries are abrasions except one person, who sustained lacerated wound which is on parietal region, all the injuries were found to be simple in nature. It has further been submitted that petitioner is on inimical terms with the local chowkidar, who is identified the petitioner. It has further been submitted that petitioner is in custody since 11.11.2025 after having been voluntarily surrender and he is accused in six cases in which he is on bail in these cases. The petitioner undertakes to co-operate in the trial.

5. Learned A.P.P. for the State has vehemently opposed the prayer for bail of the petitioner.

6. Considering the facts and circumstances of the case as well as the period of custody, the petitioner above-named is directed to 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 Court concerned, Saran at Chapra in connection with Marhowrah P.S. Case No. 746 of 2023.

7. It is made clear that petitioner be well represented on each and every date fixed in the trial and failure to do so on two consecutive dates, the court below would be at liberty to cancel the bail bonds of the petitioner.

8. It is further directed that if the petitioner gets involved subsequently in similar nature of offence, the State would be at liberty to file appropriate application for cancellation of bail bonds.

9. The application stands allowed.

(Praveen Kumar, J)

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