

In the Court of Sessions Judge, Darbhanga.**B.P. No.530/2026**

1. Sanjay Kumar @ Sanjay Mahto son of Late Ayodhya Mahto
 2. Vishun Kumar @ Vishnu Mahto son of Late Ayodhya Mahto
 3. Pawan Kumar @ Pawan Mahto son of Late Ayodhya Mahto
 R/o Mohalla Museum Gumti Station Road, P.S-Kotwali, District- Darbhanga
Petitioners.

Versus

The State of Bihar..... Opposite Party.

For the petitioners : Shri Dinbandhu Jha, learned Advocate.

For the O.P.(State): Shri A.N. Jha, learned Public Prosecutor.

ORDER

12-06-2026 Application for regular bail has been filed on behalf of the petitioners namely Sanjay Kumar @ Sanjay Mahto, Vishun Kumar @ Vishnu Mahto and Pawan Kumar @ Pawan Mahto, who are in judicial custody since 14-05-2026 in connection with Kotwali P.S. Case No. 80/2025 for the offences U/ss. 126(2), 115(2), 118(1), 110, 74, 352, 351(2) of the BNS, pressed today.

2. Heard the learned counsel for the petitioners as well as learned Public Prosecutor on behalf of the State.

3. The allegation is that on the alleged date of occurrence on 17-08-2025 at about 10.00 PM the informant was in his home then all the accused persons namely Ravi Mahto, Sanjay Mahto, Vijay Mahto, Sanjay Mahto, Pawan Mahto, and Vishnu Mahto came at the house of the informant and started abusing the informant and demanded Rs. 4 lakh as a rangdari. It is further alleged that when the informant protested for the same then accused persons duly armed with iron rod, dagger, farsa and lathi started assaulting the informant, due to which he sustained injury and blood was oozing out and he fallen on the ground. It is further alleged that when the informant's son and informant's wife came to save him then accused persons also assaulted them. It is further alleged that accused Ravi Mahto and Sanjay Mahto gave dagger blow and three brother-in-laws of Vijay Mahto assaulted the informant with farsa, due to which informant sustained injury. When informant's wife came to save him then accused persons assaulted her, slammed her. It is further alleged that accused Pawan Mahto assaulted the informant's wife with legs, fists and also outraged her modesty. On

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hulla nearby people came there and took them to the D.M.C.H. for treatment, leading to the institution of the present case.

4 It is submitted on behalf of the petitioners that the petitioners are quite innocent, have committed no offence and have falsely been implicated in this case. It has further been submitted that there is land dispute in between the informant and petitioner's brother-in-law and others and the real fact is that petitioner's brother-in-law lodged Kotwali PS Case No. 72 of 2025 against the informant and others and this case has been filed only to counter the case lodged by the petitioner's brother-in-law. It is further submitted that there is no specific allegation against the petitioners rather allegations are general and omnibus in nature. The further submission is that investigation of the case has already been completed and accused petitioners have no criminal antecedent and they are languishing in jail custody since 14.05.2026. Hence, they may be granted the privilege of regular bail.

5. On the other hand, the learned Public Prosecutor opposes the prayer for regular bail.

6. Heard and perused the case diary. Para no. 117 of the case diary reflects re-statement of the informant supporting the occurrence. Para No. 4 and 6 is the statement of witnesses supporting the occurrence. Injury report of injured Ajay Mahto reflects multiple laceration over the frontal region, right parietal with left parietal region of scalp and the doctor has opined the injuries are grievous in nature, caused by sharp and blunt object. Para-15 of the case diary reflects clean antecedent of accused petitioners. The petitioners had earlier preferred anticipatory bail before the Hon'ble Court, Patna vide Cr.Misc. No.7569 of 2026 dated 01-04-2026. which was rejected with direction that accused petitioners will surrender before the trial court. There is case and counter case in between the parties. The investigation of the case is completed and charge sheet has been submitted in this case ruling out of possibility of any inference by the petitioners during the investigation. The accused petitioners are in custody since

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14.05.2026.

7. Under the facts and circumstances of the present case, the nature of allegation, coupled with period of custody and clean antecedent of the petitioners, the application for regular bail of the petitioners stands **allowed**. Let the petitioners namely, Sanjay Kumar @ Sanjay Mahto, Vishun Kumar @ Vishnu Mahto and Pawan Kumar @ Pawan Mahto, be released on bail on furnishing bail bond of Rs.15,000/- (Fifteen thousand) with two sureties of the like amount each to the satisfaction of the Court of Learned Chief Judicial Magistrate, Darbhanga, with conditions :-

1. That one of the bailors must be closest relative of petitioners.
2. The petitioners shall desist from threatening the witnesses and shall cooperate in smooth disposal of the case and if the petitioners fails to appear on any dates , not to the satisfaction of the learned Trial Court their bail bond shall be cancelled.

(Dictated)

(Ajay Kumar Sharma)
Sessions Judge, Darbhanga.
12.06.2026.