

**Court of District and Addl. Sessions Judge, Biraoul(Darbhanga)**

**Present:- Sri Shiv Kumar,**

**Dist.&Addl. Sess. Judge, Biraoul.**

**ABP No. 358/2026( Mukhi Mahto and others vs. State of Bihar)**

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**In the Court of District and Addl. Sessions Judge, Biraoul, Darbhanga**

**ABP No. 358 of 2025**

**In the matter of :-**

1. Mukhi Mahato alias Baidyanath Mahato, Son of Late Pitambar Mahto
2. Baiju Mahato, Son of Pitambar Mahato
3. Sanjeet Mahato, Son of Jagdish Mahato

.....Petitioners.

**Vs.**

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

**For the petitioner:-** Sri Sashi Kant Rai, Ld. Advocate.

**For the O.P.(State):-** Sri Bachha Rai, Ld. APP.

**Order**

**15.04.2026** The present anticipatory bail petition has been filed on behalf of abovenamed petitioners who are apprehending their arrest in connection with Ghanshaympur PS case no. 339 of 2025, for the offences U/Ss 126(2), 115(2), 110, 352, 351(2), 3(5) of BNS, which is pending in the Court of Sri Rakesh Kumar Deepak, JMFC, Biraoul, Darbhanga.

Heard Sri Sashi Kant Rai the Ld. Counsel for the petitioners and Sri Bachcha Rai Ld. Counsel for State.

The FIR in the present case has been lodged on the basis of application of informant namely Ghuran Mahto. The case of the prosecution in brief is that on 24.09.2025 at around 09 O'clock the minor grand son of informant namely Subhash Mahto went to Kirtan and did not return to home. At around 5 AM his grandson found in unconscious state near Stage. When he got his consciousness then told that at around 11 PM 4-5 persons forcibly taken him in a van. These persons were Mukhiya Mahto, Baiju Mahto, Sanjeet Mahto, and two other persons. They told him to sell liquor.

Ld. Counsel for the petitioner submits that the petitioners are quite innocent and they have not committed any offence. All the alleged offences areailable save and except

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offence u/s 110 of BNS which is not attracting against the petitioners. He further submits that both the parties have amicably settled their disputes and a compromise petition has also been filed with this petition. The petitioners are law abiding citizens and they are ready to abide by all the conditions as imposed by the court. Therefore the present petition may be allowed.

On the other hand, Ld. Addl. P.P appearing on behalf of the State though opposed the prayer for bail but admitted the factum of compromise.

Upon considering the rival submissions and on perusal of the materials available on record this court finds that the both the parties have amicably settled their dispute and the informant/victim has no objection if the bail petition of petitioners is allowed. Therefore considering the submissions made at bar as well as other facts and circumstances of the case no useful purpose would be served if the petitioners are sent to judicial custody. Under the circumstances the prayer for anticipatory bail of the abovenamed petitioners is **allowed**. The petitioners are directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each in the event of their arrest by police or surrender before Ld. Court below in connection with Ghanshyampur PS case No. 339/25 to the satisfaction of learned Court below subject to condition laid down u/s 482(2) of BNSS.

(Dictated)

(Shiv Kumar)

Addl. Sessions Judge, Biraul

15.04.2026