

**IN THE COURT OF PRINCIPAL SESSIONS JUDGE**  
**DISTRICT-GOPALGANJ**

**Anticipatory Bail Petition No. 570 of 2026**

*(Arising out of Gopalpur P.S. Case No. 342 of 2025, registered U/S 126(2), 115(2), 118(1),  
117(2), 109 and 303(2)/3(5) of the B.N.S.)*

**In the matter of :-**

Name of the petitioner : Subhash Mahto.  
F.I.R. U/S : 126(2), 115(2), 118(1), 117(2), 109 and 303(2)/3(5)  
of the B.N.S.  
Charge-Sheet U/S : Not submitted  
Counsel for the Petitioner : Shri Ramnath Shahu, ld. Adv.  
Counsel for the State : Shri Deo Vansh Giri, ld. P.P.

**O r d e r.**

**07-04-2026**

1. This Anticipatory bail petition filed on behalf of above named accused-petitioner, who is apprehending his arrest in connection with Gopalpur P.S. Case No. 342 of 2025, registered U/S 126(2), 115(2), 118(1), 117(2), 109 and 303(2)/3(5) of the B.N.S., is put up for hearing.

2. As per the F.I.R., the prosecution case in brief is that on the basis of written application of the informant, Gopalpur P.S. Case No. 342 of 2025 has been lodged against the petitioners and others. It is inter alia alleged in the F.I.R. that on 27-12-2025 at about 08:00 pm, petitioner along with other accused persons, who are the pattidar of informant, have committed theft of wood from the palani of the informant. When informant went to inquiry, all the accused persons armed with Gandasi, farsa and lathi-danda came out and petitioner Subhash Mahto inflicted Gandansi blow on the head of informant and he sustained cut injury on his head and he fell down and became unconscious and they damaged the Palani of the informant.

3. It is submitted on behalf of accused/petitioners that they are innocent and have committed no offence and have been falsely implicated in this case. It is further submitted that injuries of injured person are found to be simple in nature, so no case U/S 109 B.N.S. is made out against the petitioner. It is further submitted that both the parties are pattidar and there is case and counter-case in between them, in which accused persons have been enlarged on anticipatory bail. It is lastly submitted that petitioner has got no criminal antecedent. On such strength, prayer for bail has been made by the petitioners.

4. Heard ld. Counsel appearing on behalf of the petitioners as well as ld. P.P. for the State. Ld. P.P. has opposed the prayer for bail of the accused-petitioners. During the course of hearing of this anticipatory bail matter, informant appeared before the court and filed some photo-copies of medical treatment and photograph and strongly opposed the anticipatory bail prayer of the petitioners.

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**(Contd./07-04-2026)**

5. Having heard both the parties and perused the case record. From the perusal of the F.I.R as well as case record, it transpires that although petitioner is named in the F.I.R. against whom there is allegation he has allegedly inflicted Gandasi blow on the head of the informant and he sustained cut injury on his head and he fell down and became unconscious but both the parties are pattidar. Although, informant and witnesses at para-02, 05 and 06 of the case diary have supported the version of the prosecution but they have stated that both the parties are pattidar. From perusal of the injury report of injured at para-27 of the case diary, it appears that injuries are found to be simple in nature caused by hard and blunt substance. From perusal of para-30 of the case diary, it appears that petitioners have got no criminal antecedent. From perusal of the record, it appears that there is case and counter-case between the parties and the matter appears to be of free-fighting.

6. Considering the above enumerated facts and circumstances of this case, this anticipatory bail petition stands disposed off with direction to the petitioner to surrender before the ld. Court below with prayer of regular bail within 30 days from the date of this order in the ld. Court below and ld. court below shall pass order in accordance with law, without being prejudiced from this order.

Let a copy of this order be transmitted in the ld. Court below forthwith and the order be uploaded on C.I.S. immediately.

**(Dictated)**

**(Geeta Gupta)**  
**Principal Sessions Judge, Gopalganj.**