IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57752 of 2026

Arising Out of PS. Case No.-204 Year-2025 Thana- Panchanpur District- Gaya

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Mantosh Yadav @ Mantosh Kumar S/o Late Surendra Yadav R/o Village - Sawasin, P.S - Panchanpur, District - Gaya

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Sunil Kumar Yadav, Advocate
For the Opposite Party/s : Mr.Pawan Kumar Chaurasia, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA

ORAL ORDER

2 19-08-2026 Heard learned counsel for the petitioner and learned APP for the State.

02. In the present case, the petitioner seeks bail in connection with Panchanpur P.S. Case No. 204 of 2025 registered for the alleged offences under Sections 126(2), 115(2), 74, 303(2), 109(1), 3(5) of BNS and Section 27 of the Arms Act.

03. As per prosecution case, the petitioner and co-accused persons, variously armed, surrounded the motorcycle being driven by the informant and his friend was also sitting on it. The co-accused persons fired upon the informant with country made pistol but the shot missed him. Thereafter, all the accused persons brutally assaulted him with *lathi* and *danda*. The friend of the informant fled away from the spot and

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informed the wife of the informant, who came there but she was also assaulted and her modesty was tried to be outraged. On arrival of the family members of the informant, the miscreants fled away.

04. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. The parties are co-villagers and there is enmity between them and for this reason, the petitioner has been made accused in this case. There is no specific allegation of any overt act against the petitioner. The allegation is specific against co-accused Santosh Yadav and Sunny Kumar who fired upon the informant but the shot did not hit the informant. The injury report of the informant shows simple injury caused by hard blunt object. The petitioner is having antecedent of seven cases and he is on bail in all the cases. The petitioner is in custody since 31.05.2026 and charge sheet has been submitted.

05. Learned APP opposes the submission made on behalf of the petitioner.

06. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the fact that no specific allegation has been made against the petitioner and also considering the period of custody of the pe

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titioner and submission of charge sheet, the petitioner above named is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-VIII, Gaya/concerned Court in connection with Panchanpur P.S. Case No. 204 of 2025, subject to the conditions mentioned in Section 480(3) of B.N.S.S. and also the following conditions :

(i) One of the bailors will be a close relative of the petitioner.

(ii) The petitioner will remain present on each and every date fixed by the court below.

(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

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