

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No. 12603 of 2019**

Arising Out of PS. Case No.-187 Year-2018 Thana- KUTUMBA District- Aurangabad

1. Krishna Paswan Age – 40 (M) S/o Tapeswar Paswan
  2. Lavkush Paswan Age – 35 (M) S/o Krishna Paswan
  3. Shrawan Paswan Age – 34 (M) S/o Krishna Paswan
  4. Nagina Devi Age – 38 (F) W/o Krishna Paswan
- All are Resident of Village- Rampur Naughra, P.S.- Kutumba, District- Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Shailesh Kumar Singh  
For the Opposite Party/s : Mr. Umesh Lal Verma

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH**  
**ORAL ORDER**

5. 13-02-2020 Heard learned counsel for the parties.

The petitioners apprehend their arrest in Kutumba P.S. Case No. 187 of 2018 registered for the offence under Section 307 & other allied sections of the Indian Penal Code.

In the F.I.R., the allegation against the petitioners is that they abused and assaulted informant's husband. It is further alleged that petitioner no. 1 & 3 assaulted on informant's head by *Hasua* and petitioner no. 2 & 4 snatched her ear ring.

It is submitted on behalf of petitioners that petitioners have committed no offence. Petitioners and informant side are own *gotiya* and due to land dispute, they have



been falsely implicated in this case. In fact, there was मारपीट  
(*maar-pit*) between the parties by fists & slaps and there was no  
injury. Petitioners are having no criminal antecedent.

Considering the aforesaid facts and circumstances  
as well as nature of accusation, in the event of their  
arrest/surrender within a period of six weeks from today, let the  
above named petitioners be enlarged on bail on furnishing bail-  
bonds of Rs. 10,000/- (ten thousand) each with two sureties of  
the like amount each to the satisfaction of learned C.J.M.,  
Aurangabad in connection with Kutumba P.S. Case No. 187 of  
2018 on the following conditions:

“(1) Petitioners shall cooperate in the trial  
and shall be properly represented on each and  
every date fixed by the Court and shall remain  
physically present, as directed by the Court and  
on their absence on two consecutive dates without  
sufficient reason, their bail-bonds shall be  
cancelled by the Court below.

(2) If the petitioners tamper with the  
evidence or the witnesses, in that case, the  
prosecution will be at liberty to move for  
cancellation of bail.”

**(Prabhat Kumar Singh, J.)**

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