

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5752 of 2025

Arising Out of PS. Case No.-302 Year-2024 Thana- BARHARA District- Bhojpur

Dharmendra Paswan Son of Late Kishun Paswan Resident of Village -
Bishunpur, Police Station - Barhara, District - Bhojpur, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Akash Kumar Mishra, Advocate
For the Opposite Party/s : Mr. Ashok Kumar Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

4 05-05-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Barhara
P.S. Case No. 302 of 2024 instituted for the offences under
Sections 115(2), 126(2), 118(1), 117(2), 109(1), 76, 303(2), 3(5)
of the BNS.

3. Prosecution case, in short, is that, on the alleged
date and time, all the accused persons including this petitioner
with common intention assaulted the informant and her family
members. It is further alleged that this petitioner assaulted the
husband of the informant by means of sword.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case.



Learned counsel for the petitioner submitted that general and omnibus allegation has been made against the petitioner. Learned counsel further submitted that the only specific allegation against the petitioner is of assaulting the informant's husband with sword. Learned counsel further submitted that as per injury report of the informant's husband, four simple injuries have been caused to him and two other injuries are reserved. There is case and counter-case between the parties. It has been submitted on behalf of the petitioner that the petitioner is in custody since 18.10.2024 and has no criminal antecedents.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, clean antecedent as also the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner 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 Court below/concerned Court in connection with Barhara P.S. Case No. 302 of 2024, subject to the following conditions:

(I) One of the bailors shall be own/close member of



the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(III) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(Rudra Prakash Mishra, J)

Alok Verma/-

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