

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11265 of 2025

Arising Out of PS. Case No.-121 Year-2024 Thana- SHAMBHUGANJ District- Banka

Rajnikatn Paswan @ Rajnikant Paswan S/o- Binod Paswan Village- Khagrah
Ps- Shambhuganj Dist- Banka

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Singh, Adv
For the Opposite Party/s : Md. Fahimuddin, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

5 23-07-2025 Heard learned counsel appearing on behalf of the

petitioner and learned APP appearing on behalf of the State.

2. The petitioner seeks bail in connection with

Shambhuganj P.S. Case No. 121 of 2024 registered for the

offences under Sections 341, 323, 302, 307, 504, 506 and

34 of the IPC.

3. The petitioner is named in the F.I.R. and is in

custody since 02.08.2024.

4. The allegation against the petitioner is to commit

murder of father of the informant along with other co-accused

persons by using *lathi*, rod etc., in the background of land

dispute.

5. Learned counsel appearing on behalf of the



petitioner submitted that occurrence took place in the background of land dispute, as it appears from the facial perusal of the FIR. It is submitted that allegation *qua* causing fatal assault is available against all named co-accused persons and if it is accepted true on its face then certain multiple injuries to be found upon deceased but upon perusal of post-mortem report only single head injury was found upon deceased father of the informant, which proved fatal. While concluding the argument it is submitted that petitioner is a man of clean antecedent and moreover, investigation has been completed, for which, charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

6. Learned APP appearing on behalf of the State, opposes the prayer for bail.

7. As per Trial Court report not even single witness has been examined in this case, till now.

8. In view of aforesaid facts and circumstances as mentioned above and by taking note of fact as allegation *qua* fatal assault is appearing very much general and omnibus *qua* petitioner, where allegation raised in the background of land



dispute, coupled with the fact as petitioner is in custody since 02.08.2024, accordingly, petitioner, above named, is directed to be released on bail in connection with Shambhuganj P.S. Case No. 121 of 2024 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional District Judge-V, Banka/concerned court, subject to the conditions as mentioned under Section 480(3) of the BNSS with further conditions :-

- (i) Accused/Petitioner shall cooperate in the trial and shall be physically present on each and every date before the Trial Court till conclusion of the trial and exemption from physical appearance be allowed by the Trial Court, only on medical ground of the petitioner duly supported by the documents.

(Chandra Shekhar Jha, J.)

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