

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13111 of 2025

Arising Out of PS. Case No.-102 Year-2023 Thana- RIGA District- Sitamarhi

1. DINKAR PASWAN @ DINKAR S/o Umesh Paswan R/o vill - Bhavdepur Got, ward no. 1, P.S.- Riga, Distt.- Sitamadhi
2. Prabhakar Paswan @ Prabhar Paskar S/o Umesh Paswan R/o vill - Bhavdepur Got, ward no. 1, P.S.- Riga, Distt.- Sitamadhi

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Deepak Kumar, Adv.
For the informant	:	Mr. Uday Kumar, Adv.
For the Opposite Party/s	:	Ms. Nirmala Kumari, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 09-05-2025 Heard learned counsel for the petitioners and learned counsel for the informant as well as learned Additional Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in a case in connection with Riga P.S. Case No. 102 of 2023 dated 10.03.2023 registered for the offences punishable u/ss 147, 148, 149, 341, 323, 324, 307 and 302 of the Indian Penal Code.

3. As per the prosecution case, when the informant came at his house in the meantime, the co-accused, Raja Paswan and Diwakar Paswan came there and started abusing in drunken condition then the informant and his brother objected. After some times, all the FIR named accused persons variously armed



came at his door and started abusing. On protest, one Rana Paswan assaulted Dharendra Paswan with knife and thereafter Diwakar Paswan caught him and all the accused persons encircled him and assaulted with legs and fists. When the informant and his brother came to rescue, the accused persons also assaulted them. Thereafter Rana Paswan assaulted Dharendra Paswan with knife on his left eye due to that he fell down. The informant and his injured brothers were taken to hospital for treatment where his brother Dharendra died during the course of treatment.

4. Learned counsel for the petitioners has submitted that the petitioners have falsely been implicated in this case. There is general and omnibus allegation against the petitioners. The specific allegation of assault is against the co-accused, Rana Paswan. The co-accused person has already been granted anticipatory bail by this court vide order dated 02.01.2024 passed in Cr. Misc. No. 76869/2023. The petitioners have no criminal antecedents as stated in para 3 of the bail petition.

5. Learned counsel for the informant as well as learned A.P.P. for the State has vehemently opposed the bail petition of the petitioners.

6. Considering the aforesaid facts and circumstances



of the case, let the above named petitioners, in the event of their arrest/surrender within a period of six weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 20,000/- (Rupees Twenty thousand) each with two sureties of the like amount each to the satisfaction of learned court concerned, Sitamarhi in connection with Riga P.S. Case No. 102 of 2023, subject to conditions as laid down under Section 438(2) of the Code of Criminal Procedure with further condition/s:-

(i). The petitioners are directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bonds of the petitioners are liable to be cancelled.

7. This application stands allowed.

(Chandra Prakash Singh, J)

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