

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26834 of 2025

Arising Out of PS. Case No.-362 Year-2024 Thana- GAYA KOTWALI District- Gaya

1. Anil Paswan Son of Umesh Paswan Resident of Murali Hill, Mohalla Bairagi, PS- Kotwali Dist- Gaya
2. Suresh Paswan @ Suresh Kumar son of Umesh Paswan Resident of Murali Hill, Mohalla Bairagi, PS- Kotwali Dist- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sudhir Kumar Sinha, Adv.
For the Opposite Party/s : Mr. Narsingh Tanti, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 14-05-2025 Heard Mr. Sudhir Kumar Sinha, learned counsel for
the petitioners and the State.

2. The petitioners apprehend their arrest in connection with Kotwali P.S. Case No. 362 of 2024 for the offence registered under sections 126(2), 115(2), 109, 3(5) of BNS, 2023 lodged on 06.07.2024 by the informant, Sonu Kumar.

3. As per the prosecution story, the informant alleged that the accused persons used to sell liquor/*ganja* and on the fateful day, armed variously, they assaulted the informant's side causing injury on the head. The Wife was also assaulted and dragged on the ground. They were taken to Jay Prakash Narayan Hospital, Gaya, which followed the FIR.



4. Learned counsel for the petitioner submits that omnibus allegation is there against the two petitioners whereas learned APP opposing the prayer submit that the allegation of not only assault is there, the reason is that they sell liquor/ganja and when they were asked to stop the same, assaulted. Further, both have criminal antecedent.

5. Considering the submissions as also the allegation coupled with the fact that the two petitioners have criminal antecedent, rejected.

(Rajiv Roy, J)

Vijay Singh/-

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