

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25128 of 2025

Arising Out of PS. Case No.-139 Year-2024 Thana- AMBA District- Aurangabad

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Rampukar Paswan S/o Jagdish Paswan R/o vill - Pola Tole, Lila Bigha, P.s.-
Kutumba, Distt.- Aurangabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mrs. Mukul Kumari, Advocate

For the Opposite Party/s : Mr. Rajendra Nath Jha, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 02-07-2025 Ms. Pratibha Srivastava, learned counsel submits that

her name has wrongly appeared in the daily cause list. Infact she

has not filed any Vakalatnama in the present case.

2. Office is directed to delete the name of Ms.

Pratibha Srivastava, and Mr. Ashok Kumar Mishra in the array

of parties.

3. Heard Mrs. Mukul Kumari, learned counsel for the

petitioner and Mr. Rajendra Nath Jha, learned Additional Public

Prosecutor for the State.

4. The petitioner is apprehending his arrest in

connection with Amba P.S. Case No. 139 of 2024, F.I.R. dated

06.07.2024 for the offences punishable under Sections 186, 189,

420, 506 of the Indian Penal Code.

5. As per the First Information Report, the informant



alleged that he was threatened and pressurized by the petitioner to provide party donation.

6. Learned counsel for the petitioner submits that petitioner is innocent and he has falsely been implicated in the present case. He further submits that the allegation as alleged in the F.I.R. is false and fabricated and the petitioners have not committed any offences as alleged in the F.I.R. From bare perusal of the FIR it appears that the date of occurrence is 01.06.2024 but the FIR has been lodged on 06.07.2024 i.e. after delay of more than one month without giving any reason of delay. He further submits that the petitioner has never received any amount from any person nor he has made any pressure to the informant to do wrong work. The petitioner is Ex-Mukhiya of the area and due to political rivalry the present FIR is instituted against the petitioner only to falsely implicate the petitioner and no witnesses have supported the case of the prosecution

7. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner and submits that petitioner carries four criminal antecedents other than the present one but fairly submits on the basis of paragraph-3 of the bail application that the petitioner is on bail



in the pending matters.

8. Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M, Aurangabad in connection with Amba P.S. Case No. 139 of 2024, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure / Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita and with other following conditions:-

i. Petitioner shall co-operate 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 his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

ii. 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.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at



any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bond in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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