

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35941 of 2025

Arising Out of PS. Case No.-265 Year-2024 Thana- NAUTAN District- West Champaran

Dev Kumar Sahani @ Dev Kumar Sahni S/o Late Rameshwar Sahani @ Late
Ramashwary Sahni R/o Village- Dakshin Teluha, Police Station- Nautan,
District- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Brij Kishor Mishra

For the Opposite Party/s : Mr.Parmanand Kumar

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 18-06-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Nautan P.S. Case No. 265 of 2024 dated 20.07.2024 registered for the offences punishable under Sections 140(1) read with Section 3(5) of B.N.S. and later Sections 103(1), 238 of B.N.S. were added. of the Indian Penal Code.

3. As per the prosecution case, on 07.07.2024, the son of the informant's Bhasur had talked with her on the phone and invited her and her son to attend his marriage. On 09.07.2024, the informant's son reached Telhua to attend marriage and when her son reached there, the petitioner and the co-accused persons



put pressure upon the informant and her son to execute sale deed with respect to his share of land in the name of Nitish Kumar, otherwise they would kill him. It is further alleged that after that incident, the informant's son was missing since the night of 13.07.2024 and the informant apprehends that he had been killed by the FIR named accused persons.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The name of the petitioner has sprung up in this case on mere suspicion. There is land dispute between the parties. There is no eye-witness to the alleged occurrence. Nothing has been recovered from the possession of the petitioner. The petitioner has no concern with the alleged occurrence. The petitioner has one criminal antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 02.09.2024. The co-accused person has already been granted regular bail by a Co-ordinate Bench of this Court vide order dated 04.04.2025 passed in Cr. Misc. No. 1710 of 2025.

5. Learned A.P.P. for the State has opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-



named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, West Champaran at Bettiah in connection with Nautan P.S. Case No. 265 of 2024, with a condition:-

(i) The petitioner is 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 petitioner are liable to be cancelled.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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