

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39563 of 2025

Arising Out of PS. Case No.-320 Year-2024 Thana- BAHADURGANJ District- Kishanganj

PITTU @ PINTU @ PITTU PASWAN SON OF DIPU PASWAN @ DIPO
PASWAN RESIDENT OF VILLAGE- NAYA TOLA JURABGANJ, WARD
NO. 1, P.S.-KODHA, DISTT.- KATIHAR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : None

For the Opposite Party/s : Mr. Ramesh Chandra, A.P.P

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 25-06-2025 Upon repeated calls, no one appears on behalf of the
petitioner. But, learned A.P.P for the State is present.

2. The petitioner is apprehending arrest in connection
with Bahadurganj P.S. Case No. 320 of 2024 lodged on
22.10.2024, for the offence punishable under Sections 324(2) &
303(2) of the Bharatiya Nyaya Sanhita, 2023, pending in the
Court of Chief Judicial Magistrate, Kishanganj.

3. As per the prosecution, FIR has been lodged against
unknown person. It has been alleged in the FIR that some
unknown person committed theft from the informant by stealing
money worth Rs.4,95,000/- and a cheque book from the *dikki* of
the informant's motorcycle.

4. It has been pleaded in the present bail application



that the petitioner is innocent and has committed no offence and he has falsely been implicated in this case due to village politics. It has also been pleaded that the police recovered Rs.3,49,000/- from the petitioner's house, but the petitioner was not present at that time and the said money was kept by his father for the purpose of his daughter's marriage. It has further been pleaded that the petitioner is a man of means and will not misuse the privilege in case he shall be released on bail and ready to abide by the terms and conditions whatsoever shall be imposed upon him. It has also been mentioned in paragraph no.3 of the present bail application that the criminal antecedent of the petitioner is not clean as there are five cases pending against him.

5. Learned APP for the State opposes the prayer for bail of the petitioner and submits that upon perusal of the impugned order, it transpires that as per paragraph nos. 15 and 22 of the case diary, petitioner was identified in CCTV footage. Thereafter, police raided his house and Rs.3,49,000/- was recovered. From paragraph nos.85 and 88 of the case diary, it appears that the notice under Section 35(3) of the B.N.S.S was sent to the petitioner, but he did not appeared before the police. Counsel further submits that before the Sessions Judge, petitioner has pleaded that he has no criminal antecedent, but in



the case diary, it has been found that the petitioner is accused in five other cases. Here, before this Court, no suppression has been made and the details of criminal antecedent of petitioner is mentioned in paragraph no.3 of the present bail application.

6. In the present facts and circumstances, this Court is not inclined to grant bail to the petitioner. Accordingly, the prayer for anticipatory bail of the petitioner is hereby rejected.

(Dr. Anshuman, J)

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