

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49427 of 2024

Arising Out of PS. Case No.-280 Year-2023 Thana- ASHTHAWAN District- Nalanda

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Anrudh Paswan Son Of Ganga Paswan At Present C/o Manoj Kumar Singh Sakunat, Khandakpar, P.O.- P.S.- Biharsharif, Distt.- Nalanda, Resident Of Village- Khajelahaur Bigha, P.O.- Chakdin, P.S.- Asthawan, Distt.- Nalanda.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Jairam Paswan Son Of Late Ram Kishun Paswan Village- Khajelahaur Bigha, P.S.- Asthawan, Distt.-Nalanda
3. Tony Kumar Son Of Jai Ram Paswan Village- Khajelahaur Bigha, P.S.- Asthawan, Distt.-Nalanda
4. Rahul Kumar Son Of Jai Ram Paswan Village- Khajelahaur Bigha, P.S.- Asthawan, Distt.-Nalanda

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Satya Ranjan Sinha, Advocate
For the Opposite Party/s : Mr. Prem Kumar Jha, APP

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 19-11-2025 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. The present Criminal Miscellaneous petition has been filed for cancellation of regular bail granted to O.P. Nos. 2 to 4, vide order dated 13.12.2023 passed in B.P. No. 1550 of 2023, arising out of Asthawan P.S. Case No. 280 of 2023 by the learned 2nd Additional Sessions Judge, Biharsharif, Nalanda.

3. Learned counsel for the petitioner submits that the learned Trial Court has granted regular bail to O.P. Nos. 2 to 4 despite the fact that Anmol Kumar, son of the informant has sustained grievous injury. He further submits that bail of O.P.



Nos. 2 to 4 might be cancelled on this ground.

4. Learned A.P.P. for the State submits that learned Court concerned has granted bail to O.P. Nos. 2 to 4 on merit and no ground is made out for cancellation of their bail.

5. From perusal of the impugned order, it appears that learned Court concerned in the said order dated 13.12.2023 noted that both the parties are *Gotia* and they are neighbours having dispute with regard to water falling. Investigation has already completed and charge-sheet has already been submitted. They have no criminal antecedent and they are in custody. On the aforesaid facts and circumstances of the case and period of custody, the Court concerned has granted bail to O.P. Nos. 2 to 4.

6. Law is well settled that cancellation of bail is distinct from revocation of an order granting bail. The order of granting bail to O.P. Nos. 2 to 4 is not an unjustified or illegal or perverse which requires interference by this Court at this stage.

7. Having heard the learned counsels for the parties, no case is made out for interference in the impugned order by this Court and there is no reasonable ground to cancel the bail of O.P. Nos. 2 to 4. It is not alleged or substantiated by the petitioner that O.P. Nos. 2 to 4 are not co-operating in the Trial



Court for disposal of the trial. Accordingly, this case is dismissed.

(Sunil Dutta Mishra, J)

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