

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51051 of 2025

Arising Out of PS. Case No.-252 Year-2023 Thana- BARACHATTI District- Gaya

1. Ravi Paswan S/o Late Aditya Paswan R/o Village- Sundar Kumahari, P.S.- Barachatti, Distt.- Gaya
2. Chhotu Paswan @ Chhotu Kumar S/o Late Ashok Paswan R/o Village- Sundar Kumahari, P.S.- Barachatti, Distt.- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vijay Kumar, Adv
For the Opposite Party/s : Mr. Amitesh Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY
ORAL ORDER

2 11-08-2025 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in a case registered for the offence punishable u/s 147, 149, 341, 342, 323, 308, 504 and 506 of the I.P.C.

3. As per the prosecution case, the petitioners and nine named accused persons are alleged to have entered the house of the informant and started assaulting the husband and other family members of the informant by means of *Lathi* and *Danda* due to which they sustained injuries.

4. Learned counsel for the petitioners has submitted that the petitioners have falsely been implicated in this case and



there is general and omnibus allegation against them. It is further submitted that from perusal of the injury report which has been brought on record by way of Annexure- P/2 series, it is evident that the injuries which were sustained by the husband and other family members of the informant are simple in nature. It is lastly submitted that though the petitioners have clean criminal antecedent, however, one case has been lodged against them after the institution of the present F.I.R.

5. Learned A.P.P. for the State has vehemently opposed the prayer for anticipatory bail of the petitioners.

6. Considering the aforesaid facts and circumstances of the case and also considering the fact that the injuries are simple in nature, let the above named petitioners, in the event of their arrest/surrender within a period of four weeks from today, be enlarged on anticipatory bail on furnishing bail-bond of Rs. 10,000/- (Rupees Ten thousand) each with two sureties of the like amount each to the satisfaction of learned Court concerned, Gaya, in connection with Barachatti P.S. Case No. 252 of 2023, subject to the conditions as laid down under Section 482(2) of the Bharitya Nagrik Suraksha Sanhita (B.N.S.S.), with further condition/s:-

(i) One of the bailors will be a close relative of the petitioners.



(ii) The petitioners will remain present on each and every date fixed by the Court below, if so required by the learned Trial Court.

(iii) In case of absence on two consecutive dates or in violation of the terms of the bail, the bail bonds of the petitioners will be liable to be canceled by the Court concerned.

(iv) If the petitioners are found involved in similar nature of offence in future, the prosecution will be at liberty to move for cancellation of their bail bond.

(v) The learned Court below shall verify the criminal antecedent of the petitioners and in case at any stage it is found that the petitioners have concealed their criminal antecedents, the court below shall take step for cancellation of bail bonds of the petitioners. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of the same or in the name of verification.

7. This application stands allowed.

(Sourendra Pandey, J)

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