

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55401 of 2025

Arising Out of PS. Case No.-150 Year-2025 Thana- DURGAWATI District- Kaimur (Bhabua)

Afasar Ali @ Afatar Ali S/o- Salman Ali Village- Khajaura Khajura Ps-
Durgawati Dist- kaimur at Bhabua

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Tribhuwan Narayan, Advocate

For the Opposite Party/s : Mr.Dr. Ajeet Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 17-12-2025

Heard learned counsel for the parties.

2. Petitioner seeks bail in connection with Session Trial No. 228 of 2025, arising out of Durgawati P.S. Case No. 150 of 2025, for the offences punishable under Sections 109, 103 and 3(5) of the B.N.S. but later on section 61 of the B.N.S. and section 25(1-b)A, 26, 27 of the Arms Act.

3. As per prosecution case, when informant reached at Khajura Market, he found dead body of his son and Krishna Paswan was found in injured condition. Upon query, Rishikesh Paswan disclosed that in a white colour car, five co-accused namely, Md. Danish, Md. Nehal, Santosh Kumar, Afroz and Saheb Paswan came at the place of occurrence and stopped the motorcycle. It is alleged that co-accused Md. Nehal fired which hit the Tarkeshwar Paswan as a result of which he fell down and rest people started firing indiscriminately. When Krishna Paswan came to save Tarkeshwar Paswan, Krishna Paswan also sustained injury in the hand and leg.

4. Learned counsel for the petitioner submits that the petitioner is not named in the F.I.R. During investigation, it has



come that Scorpio vehicle of the petitioner was used by co-accused Arman Alam @ Badhu for *reki* prior to the occurrence. Petitioner has got no criminal antecedent and he is in custody since 13.05.2025. Charge sheet has been submitted in the case.

5. Learned counsel for the State opposes the prayer for bail.

6. Considering the nature of accusation, materials collected during investigation and period of custody of the petitioner, his prayer for regular bail is allowed. Let the petitioner, mentioned above, be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate I, Kaimur at Bhabua in Durgawati Police Station Case No. 150 of 2025.

(Prabhat Kumar Singh, J)

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