

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60055 of 2025

Arising Out of PS. Case No.-72 Year-2024 Thana- DHANGAI District- Gaya

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Pawan Kumar S/o Basudeo Yadav R/o Village - Pokhariya, P.S - Barachatti
(Dhangain), District - Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shivendra Prasad, Advocate
For the Opposite Party/s : Mr. Abhay Kumar, APP

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**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

3 24-11-2025 Heard learned counsel for the petitioner and learned
APP for the State. Perused the case diary.

2. The petitioner seeks bail in connection with
Dhangai P.S. Case No. 72 of 2024 instituted for the offences
under Sections 191(2), 191(3), 190, 126, 115(2), 109, 76, 117,
303(2), 352, 351(2-4) of the Bharatiya Nyaya Sanhita, 2023 and
Section 27 of the Arms Act.

3. Prosecution case, in short, is that the accused
persons including the petitioner, armed with deadly weapons,
assaulted the informant, caused injuries on her head, disrobed
her, and also assaulted her *devar* when he came to rescue. It is
further alleged that they attempted to fire upon him, looted the
informant's jewellery, and fled away when villagers gathered.



4. Learned counsel for the petitioner submitted that the petitioner has falsely been implicated in the present case. Learned counsel for the petitioner submitted that general and omnibus allegation has been made against the petitioner. Learned counsel further submitted that the only specific allegation against the petitioner is that he assaulted the informant on her head by means of *tangi*. It is also alleged that this petitioner assaulted one Umesh Yadav with butt of the pistol. He further submitted that the injuries sustained by the informant are grievous in nature caused by hard and blunt substance which falsifies the story set by prosecution. It has been submitted on behalf of the petitioner that the petitioner is in custody since 26.05.2025 and has one criminal antecedent.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case as also the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail, ***after framing of charge, if not already framed***, on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court



below/concerned Court in connection with Dhangai P.S. Case
No. 72 of 2024, subject to the following conditions:

(I) One of the bailors shall be own/close member of
the family of the petitioner.

(II) The petitioner shall appear on each and every date
fixed at the trial. In case of default in such appearance on two
consecutive dates, the Trial Court will have liberty to cancel the
bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Alok Verma/-

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