

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.71348 of 2025

Arising Out of PS. Case No.-59 Year-2025 Thana- Bhalpatti District- Darbhanga

1. Vijay Paswan S/o Nandi Paswan Resident of Village- Ahiyapur, P.S.- Bhalpatti, Dist- Darbhanga
2. Mukesh Paswan S/o Dinesh Paswan Resident of Village- Ahiyapur, P.S.- Bhalpatti, Dist- Darbhanga Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Saurav Anand

For the Opposite Party/s : Mr.Aditya Narayan Singh.1

CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR PANDEY

ORAL ORDER

4 01-12-2025 Heard learned counsel for the petitioners as well as the learned APP for the State.

2. The petitioners apprehend their arrest in connection with Bhalpatti P.S. Case No. 59 of 2025 registered for the offences punishable under Sections 191(2), 191(3), 190, 126(2), 127(2), 115(2), 118(1), 109, 324(A), 121(1), 121(2), 122(1), 352, 351(2), 132 of the BNS..

3. The prosecution case is that Rajmati Kumari alleged that her husband sold their 8-month-old son for Rs. 2,00,000/- to Laxmi Choupal, who later demanded ransom for returning the child. Acting on the complaint, the police recovered the child from Roshni Devi at Ahiyapur. While detaining the accused persons, a violent mob attacked the police, injured PTC Randhir Kumar, attempted to snatch his pistol and to get freed the accused. The police fired two rounds in the air in self-defence, as a result of which, the mob dispersed and child was secured. Altogether 32 named accused persons and 40-50 unknown individuals were



found involved in the kidnapping, ransom of demand and assault on the police.

4. The learned counsel for the petitioners has submitted that the petitioners are innocent and have falsely been implicated in this case. He has further submitted that the petitioners are neither the family members nor the agnates of Laxmi Chaupal and his wife, Roshni Devi. He has also submitted that petitioner no. 1 has criminal antecedents, whereas petitioner no. 2 has clean antecedent. He has next submitted that other co-accused persons have been granted bail on similar grounds and the case of these petitioners is on better footing to that of the co-accused Laxmi Choupal, who has also been granted anticipatory bail.

5. Considering the above-mentioned facts and circumstances, let the petitioners, in the event of their arrest or surrender within four weeks before the learned court below, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned CJM, Darbhanga in connection with Bhalpatti P.S. Case No. 59 of 2025 subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Nawneet Kumar Pandey, J)

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