

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4058 of 2026

Arising Out of PS. Case No.-307 Year-2025 Thana- BHAGWANPUR District- Vaishali

Muntun Paswan S/o Late Fudeni Paswan R/o Village- Ratanpura, P.S-
Bhagwanpur, Dist- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

with

CRIMINAL MISCELLANEOUS No. 4587 of 2026

Arising Out of PS. Case No.-307 Year-2025 Thana- BHAGWANPUR District- Vaishali

Muneshwar Paswan Son of Late Nagina Paswan Resident of Village-
Ratanpura, P.S.- Bhagwanpur, District- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

(In CRIMINAL MISCELLANEOUS No. 4058 of 2026)

For the Petitioner/s : Mr. Awadhesh Kumar Singh, Advocate

For the Opposite Party/s : Mr. Ajit Kumar, APP

(In CRIMINAL MISCELLANEOUS No. 4587 of 2026)

For the Petitioner/s : Mr. Awadhesh Kumar Singh, Advocate

For the Opposite Party/s : Mr. Jharkhandi Upadhyay, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 06-02-2026 Heard Mr. Awadhesh Kumar Singh, learned counsel

for the petitioners and Mr. Ajit Kumar (Cr. Misc. No. 4058 of

2026) and Mr. Jharkhandi Upadhyay (Cr. Misc. No. 4587 of

2026) learned Additional Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in

connection with Bhagwanpur P.S. Case No. 307 of 2025, F.I.R.



dated 18.10.2025 for the offences punishable under Sections 126(2), 191(2), 191(3), 190, 109, 132, 121(1), 121(2) of the BNS, 2023.

3. According to prosecution case, these petitioners along with other accused persons pelted stones upon the police party and also assaulted them.

4. Learned counsel for the petitioners submits that petitioner, namely, Muntun Paswan has clean antecedent and petitioner, namely, Muneshwar Paswan carries one criminal antecedent other than the present one and they have falsely been implicated in the present case. Although the petitioners are named in the F.I.R but from perusal of the F.I.R it appears that there is no specific allegation of assault or overt act attributed against the petitioners rather there is general and omnibus allegation against all the accused persons including these petitioners.

5. Learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioners.

6. Considering the aforesaid facts and circumstances that there is no specific allegation of assault or overt act attributed against the petitioners and petitioner, namely, Muntun Paswan has clean antecedent, let the petitioners, above named,



in the event of their arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Vaishali at Hajipur in connection with Bhagwanpur P.S. Case No. 307 of 2025, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure and with other following conditions:-

i. Petitioners shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on their absence on two consecutive dates without sufficient reason, their bail bond shall be cancelled by the Court below.

ii. If the petitioners tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the 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 antecedent, the court below shall take step for cancellation of bail bond of the petitioners. However, the acceptance of bail bonds in terms of the above-mentioned order



shall not be delayed for purpose of or in the name of
verification.

(Rajesh Kumar Verma, J)

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