

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7893 of 2026

Arising Out of PS. Case No.-523 Year-2024 Thana- SHERGHATI District- Gaya

Madan Paswan @ Ramawatar Paswan Son of Late Bhola Paswan R/o Village
- Fitkichak, P.S. - Sherghati, Dist - Gayaji.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sudhir Kumar Sinha, Advocate
For the Opposite Party/s : Mr. Jitendra Kumar Singh, APP

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

ORAL ORDER

2 02-02-2026 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner seeks bail in connection with Sherghati P.S. Case No. 523 of 2024, instituted for the offences punishable under Sections 126(2), 127(2), 115(2), 118(1), 118(2), 109, 74, 191(2) and 190 of the Bharatiya Nyaya Sanhita, 2023.

3. The prosecution case, in short, is that the accused persons including the petitioner assaulted the informant and her family members by means of sharp-edged weapon like *Pasuli* and *Gadasa*. The allegation against the petitioner is of assaulting informant's brother in the stomach by means of *Pasuli* due to which her brother sustained grievous injuries.



4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. No incriminating material has been recovered from the conscious possession of the petitioner. Learned counsel for the petitioner also submitted that the petitioner has been implicated in this case due to admitted land dispute between the parties. It is next submitted that both the parties are co-villagers. The allegation levelled against the petitioner is false and fabricated. The petitioner is in custody since 22.09.2025 and has got four criminal antecedents. Learned counsel for the petitioner further submitted that other co-accused has been granted regular bail by this Court vide order dated 06.08.2025 passed in Cr. Misc. No. 28191 of 2025.

5. Learned APP 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, admitted land dispute between the parties and taking into account 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 Sherghati P.S. Case No. 523 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)

Rajorshi/-

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