

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6624 of 2026

Arising Out of PS. Case No.-346 Year-2025 Thana- SAMASTIPUR MUFFASIL District-
Samastipur

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Ramjivan @ Ramjivan Kumar @ Ramjivan Kumar Paswan Son of Late Rajo
Paswan Resident of Village- Sitalpatti P.S. - Muffasil District - Samastipur
Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Akash Shankar, Adv. Mr. Raj Kumar, Adv. Ms. Archana Kushwaha, Adv. Ms. Nausheen Fatima, Adv.
For the Informant	:	Mr. Kundan Kumar, Adv.
For the State	:	Ms. Pushpa Sinha-1, APP

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CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY
ORAL ORDER

2 04-02-2026 Heard the learned counsels the parties.

2. The petitioner is apprehending his arrest in connection with Samastipur Muffasil P.S. Case No. 346 of 2025 registered for the offence(s) under Section(s) 318(4), 338, 336(3), 340(2), 351(2), 308(3), 308(4), 119(2) and 61(2) of the Bharatiya Nyaya Sanhita, 2023 (B.N.S.).

3. The allegation against the petitioner is that he is the purchaser of the land and in connivance with the executor of the sale-deed, namely, Suresh Prasad, has got a forged sale-deed in his favour.



4. It has been submitted on behalf of the petitioner that he has falsely been implicated in this case and he is the *bona fide* purchaser of the land in question and if the said sale-deed is indeed found to be forged, then the petitioner himself is the victim of such crime. It has further been submitted that even the chain of title over the land in question is complete and in fact the executor of the sale-deed, namely, Suresh Prasad has got a valid title of the land after the same was earlier sold by the father of the informant. It has further been submitted on behalf of the petitioner that he carries one criminal case against his name, bearing Mufassil P.S. Case No. 259 of 2018. It has lastly been submitted that the other similarly situated accused persons, namely, Kundan Kumar @ Kundan Kumar Rai, Suresh Prasad and Gunjan Kumar have been granted the privilege of anticipatory bail by different Benches of this Court *vide* orders dated 24.12.2025, 05.01.2026 and 04.02.2026 passed in Cr. Misc. Nos. 86173/2025, 88269/2025 and 5617 of 2026 respectively.

5. The learned A.P.P. for the State as well as the learned counsel appearing on behalf of the informant have vehemently opposed the prayer for grant of anticipatory bail to the petitioner and have stated that the petitioner was in



connivance with the other co-accused persons and hence he cannot be absolved of the liabilities in the present case. The learned counsel for the informant, however, does not dispute the fact that the other similarly situated accused persons, referred to above, have been granted anticipatory bail by different Benches of this Court. He also submits that the petitioner and others had forged the sale-deed by changing the boundary (*Chauhaddi*) of the land, which is said to have been executed.

6. Considering the facts and circumstances of the case, the submissions advanced on behalf of the parties and the fact that similarly situated accused persons have been granted anticipatory bail by different Benches of this Court, let the petitioner, above-named, be released on anticipatory bail, in the event of his arrest or surrender before the concerned Court/successor Court within a period of four weeks from today, on his furnishing bail bond in the sum of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the concerned Court/successor Court where the case is pending in connection with Samastipur Muffasil P.S. Case No. 346 of 2025, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 read with corresponding Section 482(2) of the Bharatiya



Nagarik Suraksha Sanhita, 2023 (B.N.S.S.) as well as subject to the following conditions :

(i) One of the bailors of the petitioner shall be his close relative and the other shall be a local resident.

(ii) The petitioner shall remain physically present before the concerned Court on each and every date of the trial and shall cooperate in the investigation.

(iii) In case of absence for two consecutive occasions or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the concerned Court.

(iv) If the petitioner, in future, is found to be involved in similar nature of offence(s), the prosecution shall be at liberty to move for cancellation of his bail bond.

(v) The concerned Court shall verify the criminal antecedent of the petitioner and in case, at any stage, it is found that he has concealed his criminal antecedent, the Court concerned shall take necessary steps for cancellation of his bail bond. However, the acceptance of bail bond in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

7. It is made clear that the observations, if any, made in this order, shall be of no bearing during the trial.

8. The application stands allowed.

(Sourendra Pandey, J)

Praveen-II/-

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