

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10631 of 2026

Arising Out of PS. Case No.-434 Year-2025 Thana- MAIRWAN District- Siwan

1. Deependra Passwan @ Deependra Kumar @ Dipendar Kumar, aged about 20 years, Gender-male, son of Hareram Manjhi
 2. Omprakash Majhi, aged about 51 years, Gender-male, Son of Lakshman Manjhi
- All are Resident Of Village- Titra Police Station- Mairwa District- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shambhu Prasad Yadav, Advocate

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

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 12-03-2026 Heard Mr. Shambhu Prasad Yadav, learned counsel appearing on behalf of the petitioners and Mr. Pramod Kumar Pandey, learned APP for the State.

2. The petitioners seek pre-arrest bail in connection with Mairwa P.S. Case No. 434/2025 registered for the offence(s) punishable under Sections 126(2),115(2),126(1),329(3),109,3(5), of the BNS.

3. As per the allegation made in the FIR, the accused persons named therein including the petitioners assaulted the son of the informant on his head, causing injury to him and when the informant came to his rescue, the accused persons tore her clothes and also assaulted her with a *lathi* with an intention to kill her.



4. Learned counsel appearing on behalf of the petitioners submitted that petitioners are innocent and have falsely been implicated in the present case due to land dispute. Learned counsel further submitted that specific information has been given in paragraph no.10 of the petition that the petitioners and informant are agnates and next door neighbour. The injury sustained by the informant and her son is simple in nature and the said fact has also come in the impugned order. Petitioners have clean antecedent. On these grounds, petitioners seek to be released on pre-arrest bail.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Having considered the rival submissions made on behalf of the parties, as well as, having perused the allegation made in the FIR and also the fact that the injury sustained by the informant and her son is simple in nature, I am of the opinion that petitioners, who are having clean antecedents, have, *prima facie*, made out a case to be released on pre-arrest bail.

7. The petitioners, above named, are directed to be released on pre-arrest bail, in the event of their arrest or surrender before the learned District Court within a period of



four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate V- Siwan / Concerned Court in connection with Mairwa P.S. Case No. 434/2025, subject to the conditions as laid down under Section 482(2) of the BNSS.

8. The learned District Court is directed to verify the criminal antecedent of the petitioners and if it is found that the petitioners are involved in some other cases, as what has been stated in paragraph no.3 of the bail application, this order will automatically lose its force.

(Purnendu Singh, J)

Sanjay/-

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