

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15608 of 2026

Arising Out of PS. Case No.-933 Year-2024 Thana- SIKARPUR District- West Champaran

PAWAN KUMAR @ PAWAN KUMAR SAHANI S/O HOSHILA SAHANI
R/o vill - Diulia ward no. 24, P.S.- Shikarpur, Distt.- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Sarvesh Kashyap, Advocate
	:	Ms. Kumari Akanksha Rai, Advocate
	:	Mr. Deepak Kumar, Advocate
For the State	:	Mr. Ashok Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 11-03-2026 Heard Mr. Sarvesh Kashyap, learned counsel for
the petitioner and Mr. Ashok Kumar Singh, learned APP
representing the State.

2. The petitioner is in custody in connection with
Shikarpur P.S. Case No. 933 of 2024 for the offence punishable
under sections 126(2), 115(2), 76, 303(2), 109, 352 and 3(5) of
the B.N.S., lodged on 13.12.2024 by the informant, Manoj
Kumar Sahni.

3. As per the prosecution story lodged by the
informant from the surgical ward, G.M.C.H., Bettiah, his
brother Pawan Sahani and his family members resorted to
assault due to land dispute in which allegation against this
petitioner is of giving iron rod blow to his sister-in-law, Anju
Devi as also the informant on the head. Further, allegation of
assault is also against other accused persons. This led to the
F.I.R..



4. Learned counsel for the petitioner submits that he has already suffered by being in custody since 17.04.2025 and has no criminal antecedent, if granted relief, he shall be diligently appearing in trial and shall not further indulge in any criminal activity failing which the State shall take steps for cancellation of bail bond.

5. Learned APP opposes the prayer for bail submitting that the injury was found to be grievous in nature.

6. Though the allegation is there against the petitioner, he has remained in custody since 17.04.2025 and has no criminal antecedent, trial is not going to conclude in near future, an undertaking has been given that he shall be diligently appearing in trial and further not indulge in any criminal activity, in that background, this Court is inclined to extend him the privilege of bail.

7. Let the petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Bettiah, West Champaran, in connection with Shikarpur P.S. Case No. 933 of 2024 subject to the following conditions:

(i) one of the bailor should be the family



member/relative of the petitioner who shall provide official document (Aadhar Card/Voter Id/Driving License/Pan Card) to show his/her bona fide;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail bond by the Trial Court itself;

(iii) the petitioner shall appear before the concerned police station every month for one year to mark his attendance and at the end of the period a certificate be submitted before the Trial Court;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(v) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of his bail bonds.

(Rajiv Roy, J)

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