

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17511 of 2026

Arising Out of PS. Case No.-642 Year-2025 Thana- GAYA MUFASIL District- Gaya

1. Rajesh Paswan Son of Late Lildhari Paswan @ Liladhar Paswan R/o Village - Belhanti, P.S. - Gaya Muffasil, Dist. - Gaya.
2. Suresh Paswan Son of Late Lildhari Paswan @ Liladhar Paswan R/o Village - Belhanti, P.S. - Gaya Muffasil, Dist. - Gaya.
3. Saurav Kumar Son of Rajesh Paswan R/o Village - Belhanti, P.S. - Gaya Muffasil, Dist. - Gaya.
4. Sanjay Paswan Son of Pwarath Paswan @ Pdarath Paswan R/o Village - Belhanti, P.S. - Gaya Muffasil, Dist. - Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Aryan Singh
For the Opposite Party/s : Mr. Jharkhandi Upadhyay

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 29-04-2026 1. Heard learned counsel for the petitioners and learned A.P.P. for the State Mr. Jharkhandi Upadhyay.
2. The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 126(2), 115(2), 109, 303(2), 352, 351(2), 117(2) and 3(5) of the B.N.S., 2023.
3. Learned counsel for the petitioners submits that petitioners are persons with clean antecedent and the informant alleges that he was returning home after collecting money with regard to playing DJ on 02.06.2025 at 7.30 A.M., when accused



persons intercepted him and Saurav pointed pistol and Suresh with lathi, Rajesh with rod and Golu with lathi assaulted him causing fracture of leg and also suffered internal injuries and Rajesh took out Rs.5000/- from his pocket.

4. Learned counsel for the petitioners submits that petitioners have been falsely implicated in the instant case by the informant. It is next submitted that from perusal of the allegation as alleged in the FIR, it would manifest that informant alleges that on 02.06.2025 at 7.30 A.M. while he was returning home after collecting his dues with regard to playing DJ when he was intercepted by the accused persons i.e. the petitioners and they assaulted him and even snatched Rs.5000/- but then the learned counsel submits that the fardbeyan of the informant was recorded on 24.06.2025 at N.M.C.H. i.e. 22 days after the occurrence. It is thus submitted that it does not appear probable that informant based on an assault made on 02.06.2025 would have remained admitted in the hospital for 22 days and thereafter the police would have recorded his fardbeyan, which casts an aspersion on the case of the prosecution. It is also submitted that the injury report of the informant has been annexed as Annexure-P/3 to the anticipatory bail application and from perusal of the same it would manifest that same records:-



(1) Pain with swelling over right leg

(2) Pain over head and chest and the injury has been opined to be grievous in nature but then the allegation of assault even is not specific. It is further submitted that the even the injury report is dated 02.06.2025 and from the nature of injury, it does not appear probable that informant would have remained admitted at N.M.C.H. for 22 days.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners.

6. Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the event of their arrest or surrender within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned trial court where the case is pending/successor court in connection with Gaya Muffasil P.S. Case No.642/2025, subject to the conditions as laid down under Section 482(2) of the B.N.S.S.

(Satyavrat Verma, J)

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