

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23654 of 2026

Arising Out of PS. Case No.-496 Year-2021 Thana- SHERGHATI District- Gaya

Lakshman Paswan @ Lakshman Kumar Son of Late Chamari Paswan
Resident of village Ghoraghat, P.S.- Bahera (Dobhi), District - Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Paras Nath, Advocate

For the State : Mr. Parmanand Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 08-04-2026 Heard Mr. Paras Nath, learned counsel for the
petitioner and Mr. Parmanand Kumar, learned APP for the State.

2. Petitioner seeks bail, who is in custody since 23.08.2024, in connection with Sherghati (Dobhi) P.S. Case No. 496 of 2021, F.I.R. dated 17.08.2021 registered for the offences punishable under Section 392 of the Indian Penal Code.

3. The F.I.R. of the occurrence of loot is against unknown.

4. Learned counsel for the petitioner submits that the petitioner is innocent and he has been falsely implicated in the present case. He further submits that the petitioner was arrested in Hunterganj P.S. Case No. 52 of 2022 in which he has confessed his guilt in the present occurrence and nothing has been recovered from the possession of the petitioner and except the confessional statement of the petitioner, no other cogent material has come



during investigation to suggest the involvement of the petitioner in the present occurrence and till date no TIP was conducted by the prosecution. He further submits that co-accused person namely Manoj Paswan @ Kailu Paswan has been granted bail by a Coordinate Bench of this Court vide order dated 29.07.2025 passed in Cr. Misc. No. 25463 of 2025. He further submits that as per the case diary, the pick up van in question was recovered on the basis of confessional statement of the petitioner but it appears that the pick-up van was recovered on 17.08.2021 and the petitioner was arrested on 23.08.2024 which suggests that the petitioner has been falsely implicated in the present case. He further submits that the police after investigation submitted chargesheet against the petitioner and the petitioner is in custody since 23.08.2024.

5. The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail of the petitioner and submits that the petitioner carries seven more cases other than the present one but fairly submits on the basis of paragraph-3 of the bail petition that the petitioner is on bail in five cases and rest two cases are pending for consideration before the competent court of law.

6. Considering the facts and circumstances of the case, let the petitioner, above named, be released on bail on furnishing



bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-I, Sherghati, Gaya in connection with Sherghati (Dhobi) P.S. Case No. 496 of 2021, subject to the following conditions :-

(1) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witness, in that case, the prosecution will be at liberty to move for cancellation of bail.

(3) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedents, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

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(Rajesh Kumar Verma, J)

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