

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25759 of 2026

Arising Out of PS. Case No.-6 Year-2026 Thana- MAHILA PS District- Buxar

Nathuni Paswan, aged about 44 years, Male, S/O Radheshyam Paswan, R/O Village- Sara, P.S- Sonvarsha, Distt.- Buxar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Arvind Kumar Pradhan, Advocate
For the Opposite Party/s :	Mr. Chandra Bhushan Prasad, APP
For the Informant :	Mr. Surendra Kumar Mishra, Advocate
	Mr. Arvind Kumar, Advocate
	Mr. Shashwat Salil Singh, Advocate
	Mr. Pravin Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND MALVIYA

ORAL ORDER

4 20-07-2026 Heard learned counsel for the petitioner, learned APP for the State and perused the case diary.

2. The petitioner is in custody in a case registered for the offence punishable under Sections 126, 115(2), 64, 351(2) and 352 of the BNS.

3. Allegation against the petitioner is to have committed sexual assault upon the wife of the informant.

4. Learned counsel for the petitioner submits that petitioner has falsely been implicated in this case. He next submits that the petitioner has got clean antecedent as stated in para-3 of the petition and he is in custody since 22.01.2026.

5. Learned APP for the State opposes the prayer for



bail of the petitioner and submits that the petitioner has committed rape upon the informant's wife.

6. On perusal of the first information report, case diary and impugned order dated 24.03.2026, it appears that the petitioner had committed rape upon the wife of the informant, the medical report annexed with the case diary and during investigation in para-2, the informant in her restatement has not able to hear and speak properly and her statement was recorded in presence of her sister. The opinion of the medical report is reserved awaiting for FSL and the witnesses have supported the prosecution case and the offence is of very serious nature and such type of offences are increasing in society day by day, so I am not inclined to grant regular bail to the petitioner.

7. Accordingly, the prayer for regular bail of the petitioner is hereby rejected.

(Ramesh Chand Malviya, J)

Brajesh Kumar/-

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