IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65607 of 2026

CNR No. BRHC010916462026

Arising Out of PS. Case No.-120 Year-2026 Thana- BARBIGHA District- Sheikhpura

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1. Dileep Kumar Paswan @ Dilip Paswan S/o Yogendra Paswan Resident of Village- Rajaura, P.S.- Barbigha, District- Sheikhpura
2. Nagmani @ Nagmani Paswan S/o Ramangeena Paswan @ Ramnagina Paswan Resident of Village- Rajaura, P.S.- Barbigha, District- Sheikhpura
3. Saurav Kumar S/o Girani Paswan Resident of Village- Rajaura, P.S.- Barbigha, District- Sheikhpura
4. Sonu Kumar @ Sunde S/o Sanjeet Paswan @ Sanjit Paswan Resident of Village- Asthana, P.S.- Shekhopur Sarai, District- Sheikhpura
5. Kaushlendra Paswan S/o Kailash Paswan Resident of Village- Rajaura, P.S.- Barbigha, District- Sheikhpura

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Bipin Kumar, Advocate
For the Opposite Party/s : Mr. Mukesh Kumar Singh, APP
Mrs. Vandana Rani, Advocate

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CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR

ORAL ORDER

3 29-10-2026 Heard learned counsel for the parties.

2. After some arguments, looking to the nature of allegation of specific overt act against the petitioner no.1, learned counsel for the petitioners seeks permission to withdraw this application against the petitioner no.1.

3. Permission is granted.

4. Accordingly, the instant application as against the petitioner no.1 is dismissed as withdrawn.

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5. However, petitioner is at liberty to surrender before the learned Court concerned within four weeks from today and seek regular bail and the learned Court below would pass the order, preferably, on the same day, in accordance with law.

6. Now, this bail application is being considered only with regard to the petitioner nos.2 to 5.

7. The petitioner nos.2 to 5 are apprehending their arrest in connection with Barbigha P.S. Case No.120 of 2026, FIR dated 25.06.2026, registered for the offence punishable under Sections 190, 191(2), 115(2), 117(2), 110, 74, 303(2), 352, 351(2) of the Bharatiya Nyaya Sanhita.

8. As per the FIR, the petitioners are said to have assaulted the informant and his family members by means of deadly weapons due to which they sustained injuries.

9. Learned counsel for the petitioners submits that the petitioners are innocent and have been falsely implicated in this case. It is further submitted that, on going through the allegations made in the FIR and the injury report, which has been called for in this case, the injuries attributed to petitioner nos. 2 to 5 have been found to be simple in nature, whereas the, bail application of the petitioner no.1 has already been

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withdrawn against whom allegation of causing grievous injury upon the informant is levelled. Learned counsel, on instructions, further submits that, without admitting their guilt and without prejudice to their defence, petitioner nos. 2 to 5 are willing to pay a sum of Rs. 10,000/- to the informant towards medical/financial assistance. Lastly, it is submitted that petitioner no. 2 has no criminal antecedents, whereas petitioner nos. 3, 4 and 5 have one criminal antecedent each.

10. On the other hand, the learned APP for the State as well as the learned counsel for the informant opposed the prayer for bail of the petitioners.

11. Considering that the bail application of petitioner no.1 has already been withdrawn against whom there is specific allegation of causing grievous injury to the informant and taking into account the undertaking given by the petitioner nos.2 to 5 to pay Rs.10,000/- towards medical/financial assistance at the time of furnishing bail bonds, let the above named petitioner nos.2 to 5, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned SDJM,

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Sheikhpur/Successor Court in connection with Barbigha P.S. Case No.120 of 2026, subject to the conditions as laid down under Section 482(2) of the BNSS, upon producing receipt showing payment of Rs.10,000/- to the informant, as well as the following conditions

(i) One of the bailors should be the family member/relative/ known of the petitioner(s) who shall provide official document/ personal affidavit to show his/her bona fide;

(ii) the petitioner(s) 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/her/their bail bond by the Trial Court itself;

(iii) the petitioner(s) 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;

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

12. Accordingly, this application is partly allowed.

(Ajit Kumar, J)

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