IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75354 of 2026

CNR No. BRHC011062792026

Arising Out of PS. Case No.-154 Year-2023 Thana- DANIYAWAN District- Patna

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Dilip Paswan S/o Vidyanand Paswan Resident of Village - Marwa, P.S.- Daniyawan, District- Patna

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Rajesh Kumar, Advocate
For the Opposite Party/s : Mrs.Renu Kumari, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA

ORAL ORDER

2 28-10-2026 Heard learned counsel for the petitioner and learned APP for the State.

02. In the present case, the petitioner seeks bail in connection with Daniyawan P.S. Case No. 154 of 2023 registered for the alleged offences under Sections 147, 148, 149, 341, 323, 307, 302, 504 of the Indian Penal Code and Section 27 of the Arms Act.

03. As per prosecution case, in the background of path dispute, some altercation took place between the nephew of the informant and co-accused persons. The informant pacified the matter. However, after sometime the petitioner and other co-accused returned and they were armed with rifle and pistol and

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coming to the doors of the informant started hurling abuses and resorted to firing. They also resorted to brick batting causing injuries to the family members of the informant. When the son of the informant tried to run away, co-accused Shyamnandan Paswan shot him in his eye and he was declared dead by the doctor when he was taken to P.H.C.

04. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. There is no specific allegation against the petitioner and the allegation of firing and brick batting is general and omnibus. The specific allegation of opening firing is against co-accused Shyamnandan Paswan and no case under Section 302 IPC is made out against the petitioner, who has been made accused in this case along with a number of co-accused persons with general and vague allegation. No occurrence in the manner as alleged has ever taken place and the petitioner has been dragged in this case due to enmity. The petitioner is having clean antecedent and he is in custody since 17.05.2026. Charge sheet has been submitted.

05. Learned APP opposes the submission made on behalf of the petitioner.

06. Having regard to the facts and circumstances and

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submissions made on behalf of the parties and considering the non-specific nature of allegation against the petitioner and also considering the period of custody of the petitioner, his clean antecedent and submission of charge sheet, the petitioner above named is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned District & Additional Sessions Judge-III, Patna City/concerned Court in connection with Daniyawan P.S. Case No. 154 of 2023, subject to the conditions mentioned in Section 480(3) of B.N.S.S. and also the following conditions :

(i) One of the bailors will be a close relative of the petitioner.

(ii) The petitioner will remain present on each and every date fixed by the court below.

(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

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