IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74660 of 2026

CNR No. BRHC011063072026

Arising Out of PS. Case No.-55 Year-2026 Thana- Bargaon District- Darbhanga

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1. Naresh Paswan Son of Ganga Paswan Resident Of Village- Adhlayar Ps -Bargaon District -Darbhanga
2. Akhalesh Pawna @ Akalesh Paswan Son of Ganga paswan Resident Of Village- Adhlayar Ps -Bargaon District -Darbhanga
3. Amlesh Paswan Son of Ganga paswan Resident Of Village- Adhlayar Ps -Bargaon District -Darbhanga

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Sameer Ranjan, Advocate.
For the Opposite Party/s: Mr.Parmanand Kumar, APP.

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH

ORAL ORDER

2 04-11-2026 Heard learned counsel appearing on behalf of the petitioners and learned APP for the State.

2. The petitioners seek pre-arrest bail in connection with Bargaon P. S. Case No. 55 of 2026 registered for the offence punishable under Sections 126(2), 115(2), 118(1), 110,74,352,329(4), 3(5) of BNS, 2023.

3. The prosecution case, in brief, is that on 05.05.2026, the accused persons allegedly entered the informant's house and started removing asbestos sheets from his roof. On protest, Naresh Paswan assaulted the informant with a farsa on his left leg, while the other accused persons assaulted

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him and his wife with lathi and sticks. Both injured persons were taken to the hospital for treatment.

4. Learned counsel appearing on behalf of the petitioners submitted that the petitioners are innocent. There is land dispute between the parties. The allegation against the petitioners that they along with other accused had allegedly destroyed asbestos sheets of the informant is false and concocted. There is no repetition of any assault. The informant got injured on his own and petitioners have been roped in a false case on false accusation. On these grounds, learned counsel seeks that the petitioners be released on pre-arrest bail.

5. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioners.

6. Having heard the rival submissions made on behalf of the parties, having perused the allegation made in the F.I.R., as well as, specific information contained in the impugned order in respect of petitioner no.1 Naresh Paswan that he with an intention to kill assaulted the informant causing injury on his leg which may have caused injury in the nerve passing through the leg, I am not inclined to enlarge the petitioner no.1 Naresh Paswan on pre-arrest bail.

7. So far as petitioner nos. 2 and 3 are concerned,

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general and omnibus allegation has been alleged against them, they are directed to be released on pre-arrest bail, in the event of their arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned ACJM-I, Biraul, Darbhanga in connection with Bargaon P. S. Case No.- 55 of 2026, subject to the condition as laid down under Section 438(2) Cr.P.C / 482(2) BNSS.

8. The District Court is directed to verify the criminal antecedent of the petitioners and if it is found that the petitioners are involved in some other cases as what has been stated in Para-3 of the bail petition, this order will automatically lose its force.

9. The bail application stands disposed of.

(Purnendu Singh, J)

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