

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86750 of 2025

Arising Out of PS. Case No.-489 Year-2024 Thana- MADHUBAN District- East Champaran

Nawal Sahani @ Nawaljeet Sahani, Son of Nagendra Sahani, Resident of
Village - Manpurwa, P.S.- Madhuban, District - East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Madhurendra Kumar, Advocate

For the Opposite Party/s : Mr. Brajendra Nath Pandey, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 08-01-2026 Heard Mr. Madhurendra Kumar, learned counsel for
the petitioner and Mr. Brajendra Nath Pandey, learned
Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in connection with Madhuban P.S. Case No. 489 of 2024, F.I.R. dated 16.11.2024 for the offences punishable under Sections 191(2), 191(3), 190, 126(2), 115(2), 118(1), 109 and 76 of the BNS.

3. According to prosecution case, while the informant was talking on his phone, one of the accused person namely Chhotu Sahani came along with other accused persons including the petitioner, surrounded him and assaulted by means of *lathi* and *danda* due to which he sustained grievous injury. When the wife of the informant came there to save him she was also



assaulted by the accused persons.

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 it appears from the F.I.R., that F.I.R. is in two part, in the first part there is specific allegation against accused persons namely Chhotu Sahani and Dharamjeet Sahani have assaulted the informant and in the second part there is general and omnibus allegation against all the accused persons including the petitioner.

5. Learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner and submits that the petitioner carries one more case other than the present one apart from the aforesaid.

6. Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., East Champaran, Motihari in connection with Madhuban P.S. Case No. 489 of 2024, subject to the conditions as laid down under Section 482(2) of the Code of Criminal



Procedure and with other following conditions:-

i. 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.

ii. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. 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 antecedent, 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.

(Rajesh Kumar Verma, J)

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