

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.89552 of 2025

Arising Out of PS. Case No.-31 Year-2025 Thana- SURSAND District- Sitamarhi

Vikash Paswan Son of Umesh Paswan Resident of Village- Banauli, P.S.-
Sursand, District- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mrs. Madhubala Verma, Advocate

For the Opposite Party/s : Mr. Syed Ehteshamuddin, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 12-01-2026 Heard Mrs. Madhubala Verma, learned counsel for
the petitioner and Mr. Syed Ehteshamuddin, learned Additional
Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in
connection with Sursand P.S. Case No. 31 of 2025, F.I.R. dated
24.01.2025 for the offences punishable under Section 80(2),
3(5) of the B.N.S.

3. According to prosecution case, petitioner and other
accused persons are alleged to have killed the informant's
daughter due to non-fulfillment of demand of Rs. Two Lakh
cash and a motorcycle as dowry.

4. Learned counsel for the petitioner submits that
petitioner has clean antecedent and he has falsely been
implicated in the present case. He further submits that the
allegation as alleged in the F.I.R. is false and fabricated and the



petitioner has not committed any offence as alleged in the F.I.R. Petitioner has been made accused in this case due to being brother of the Akash Paswan and *devar* of the deceased. The specific allegation of demand of dowry is against co-accused, namely, Akash Paswan and Umesh Paswan who happens to be brother and father of the petitioner and the specific allegation of demand of dowry is attributed against Akash Paswan who happens to be the husband of the deceased and he is in judicial custody.

5. Learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid facts and circumstances, petitioner has clean antecedent and also specific allegation of demand of dowry is attributed against co-accused Akash Paswan, 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 S.D.J.M., Pupri, Sitamarhi in connection with Sursand P.S. Case No. 31 of 2025, subject to the conditions as laid down under Section 438(2) of the Code of Criminal



Procedure/Section 482(2) of BNSS, 2023 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 her absence on two consecutive dates without sufficient reason, her 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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