

IN THE COURT OF ADDITIONAL SESSIONS JUDGE- Ist, BHOJPUR AT ARA.

Bail Petition No. 2049/2026.

(Arising out of Ara Nawada P.S. Case No. 577/2025)

Pawan Kumar @ Pawan Paswan, aged about 42 years, S/o Ram Kumar Ram, R/o Village- Jawahar Tola, Ara, P.S.- Ara Nawada, District- Bhojpur.

.....Accused/Petitioner

Vs

The State of Bihar

.....Opposite Party

ORDER

25.06.2026

The bail petition has been filed by Ld. Counsel on behalf of accused/petitioner namely Pawan Kumar @ Pawan Paswan who is in custody since 01.06.2026 in connection with Ara Nawada P.S. Case No.- 577/2025, registered for the offences under sections 191(2), 126(2), 115(2), 74, 76, 79, 352, 351(2) of BNS.

Ld. Counsel on behalf of the petitioner has submitted that the petitioner has not committed any offence and he is falsely implicated in this case. He further submitted that an anticipatory bail petition bearing A.B.P. No.3377/2025 was filed on behalf of the petitioner before the court of learned Principal and District Judge, Bhojpur at Ara which after hearing rejected. An A.B.P. has been filed before Hon'ble High Court, Patna bearing Cr. Misc. No.21278/26 which was rejected. Thereafter, no any regular bail application has been filed earlier on behalf of this petitioner either before the court of learned district and session judge, Bhojpur or in the Hon'ble High Court, Patna in connection with the above noted case. The petitioner bears no criminal antecedent. The petitioner surrender before the court of learned C.J.M., Ara in the light of Cr. Misc. No.21278/26 and prayed for bail and hence the petitioner prefers this regular bail application before your honour's court. He further submitted that the present case is the counter blast of SC/ST P.S. Case No.40/25 U/s 191(2), 126(2), 115(2), 303(2), 110 BNS and 3(1)(r)(s), 3(2)(va) SC/ST Act lodged by co-accused Sunaina Devi against the informant and his family members and in order to save their neck this false case with false allegation has been alleged against this petitioner. Hence, prayed to release the petitioner on bail.

The Ld. Addl. P.P. has strongly opposed the prayer for grant of bail and submitted that the allegations against the petitioner is of very serious nature. Hence, he has prayed to reject the prayer for grant of bail.

The prosecution story, in brief, is that on 03.09.2025 at about 07:00 PM, the accused persons namely Gaurav Kumar, Pawan Paswan, Vishal Kumar, Sahil Kumar, Pawan Kumar and wife of Ram Kumar Ram, in premediated manner and in furtherance of their common intention, forcibly trespassed into the house of the informant and began abusing her in filthy language. When the informant objected, Anil Kumar and the wife of Arun is also arrived, and all the accused persons jointly assaulted the informant by fists and kicks, calling her witch. Upon hearing the commotion, Mukul Kumar, Ashu Kumar and Poonam Devi, the neighbours, came to rescue the informant. However, the accused persons brutally assaulted them as well. It is further alleged that Ram Kumar and Pawan Paswan inflicted head injuries on the informant with an iron rod, causing bleeding injuries and Pawan Paswan, Vishal Kumar, Sahil Kumar and Pawan Kumar, with ill intention, attempted to outrage informant's modesty. The accused persons also assaulted the rescuers, causing them injuries.

Heard both the Ld. Counsel. Perused the entire case record and case diary along with LCR. Upon perusal of case record, it transpires that police registered the case u/s 191(2), 126(2), 115(2), 74, 76, 79, 352, 351(2) of BNS. The petitioner is named in the FIR. There is direct and specific allegation of assault and outraging modesty against the petitioner. From perusal of entire case diary, informant and witnesses have supported the prosecution story mentioned in para-02, 03, 04 and 05 of the case diary respectively. From perusal of injury report of injured Tanu Kumari which shows (1) laceration over scalp(5x2)cm and (2) Tenderness over abdomen in which injury no-1 is Grievous and injury no.-2 is simple in nature. However, injury No.1. sustained on the vital part of the body. From perusal of injury report of Punam Devi which shows (1) Pain in abdomen and (2) Pain in left thigh. From perusal of injury report of Avinash Kumar which shows (1) Tenderness over chest. From perusal of injury report of Mukul Kumar which shows (1) Tenderness over left elbow, (2) Swelling & Lacerated wound (4x1x1)cm on right leg, (3) Lathi inprint over left gluetal region (6x3) cm, (4) Lathi inprint on left side abdomen (11x3) cm and (5) Abrasion on (2x1) cm on right little finger. The allegations against the petitioner is serious in nature.

Considering the above facts and circumstances of the case, nature of allegation, seriousness and gravity of the offence, this court is not inclined to allow the bail petition of petitioner. Accordingly, the bail petition of petitioner is hereby **rejected**.

{Dictated & Corrected by me}

Sd/-
Additional Sessions Judge-1st
Bhojpur at Ara
25.06.2026