

In the Court of District & Additional Sessions Judge-V, Darbhanga, Bihar.
ABP No.- 594 of 2026

Ref :- Arising out of Sadar P.S. Case No.- 151/2016, Dated-05.04.2016, U/ss
341, 342, 420, 323, 504, 506/34 of IPC

In the matter of :-

1. Santosh Paswan @ Sanju Paswan S/o Late Jagdish Paswan aged about 45 years
 2. Deepak Paswan So Late Jagdish Paswan aged about 33 years.
- Both R/o Village- Chapki Parari P.S. Sadar , District- Darbhanga.

----- **Petitioners**

Versus.

The State of Bihar ----- **Opposite Party**

Learned counsel for the petitioners : Sri Shrawan Kumar, Advocate.

Learned counsel for Opp.Party : Sri Amrendra Narayan Jha, P.P.

Date of order:- 13.05.2026

Present :- Navin Kumar Thakur
Additional Sessions Judge-V, Darbhanga

ORDER

1. The petitioners above named seek pre-arrest bail in connection with Sadar P.S. Case No.- 151/2016, Dated- 05.04.2016, U/ss 341, 342, 420, 323, 504, 506/34 of IPC is pending in the court of Learned CJM, Darbhanga.
2. The prosecution case in a nutsheel is that at about 6:05 and the call is made by Santosh Paswan @ Sanju Paswan and said that you come at Chapki Parari on the Shop of Md. Wakil Darjee and said that the talk is made of your land and when the informant went to the Chapki Parari at the shop of Md. Wakil then there is one Anandgee Paswan is present there and said you made an agreement of your land upon-which the informant said that I will take suggestion at home and after discuss I will say later on upon-which the person present there Amit Kumar Paswan, Deepak Paswan and Chandan Yadav and other people made assault to the informant and tied him in a room.
3. It is submitted by the counsel for the petitioners that the petitioners are innocent and has committed no offence. It is further submitted that petitioners are police bail during investigation and after cognizance has taken under Section 420 of IPC and he has apprehension of arrest. He

further submitted that as per the allegation the petitioner name has not used any document alleged to be signed by the informant and as such may kindly be granted bail.

4. The Learned Public Prosecutor opposes for the prayer of bail and submitted that as per CIS it shows that the petitioner has already file a bail petition bearing its No. as BP 713/2016 and on merit submitted that the petitioner use the force to get signature on blank paper.
5. After hearing both parties, peruse the case record as well as the web copy file on behalf of the petitioner of BP 713/2016 which shows that, although the police station is mentioned as Sadar P.S. case no. 151/2016 but the fact and petitioners are altogether to different in aforesaid mentioned bail petition which shows that by mistake this police station has been mentioned whereas the case belongs to be different police station. On merit the petitioner has already avail the benefit of Section 41A of Cr.P.C. and he never use any document which would be signed by the informant. A cognizance has already been taken in this case hence, considering the facts and circumstances and discussions made above the petition is here by **allowed**. Let the petitioners are directed to surrender within 10 days the court below and he shall furnish a bail bond of Rs. 5,000/- with two sureties to the satisfaction of court concerned.

(Dictated)

(Navin Kumar Thakur)
District & Addl. Session Judge-V,
Darbhanga.
13.05.2026

Date of Judgment/Order	13.05.2026
Date of Reserving Judgment/Order	13.05.2026
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