

Court of Dist. & Addl. Sessions Judge-II, Benipur (Darbhanga)
Present:- Sri Rishi Gupta, Dist. & Addl. Sessions Judge-II, Benipur
In Bahera P.S. Case No. 499/24, State vs. Munchun Paswan

In the Court of Addl. Sessions Judge II, Benipur, Darbhanga.

Present

Rishi Gupta
Addl. Sessions Judge- II, Benipur

Benipur, dated, the 17th March, 2026

Anticipatory Bail Petition no. 25 of 2026

Munchun Paswan

.....**Petitioner.**

Versus

The State of Bihar

.....**Opposite Party.**

Counsel for the petitioner :- Sri Azad Alam, Ld. Advocate.

Counsel for the State:- Smt. Punam Jha, Ld. APP.

ORDER

17.03.2026 The present anticipatory bail petition has been filed on behalf of petitioner namely Munchun Paswan, aged about 34 years, S/o Hakru Paswan, R/o village – Mavar Jitwarpur, P.S. - Rahika, Distt. - Madhubani, in connection with Bahera P.S. Case No. 499/2024, for offence u/s 310(4), 310(5), 317(4), 317(5) of BNS & 25(1-B)(a), 26, 35 of Arms Act, pending in the court of ACJM, Benipur.

Heard Sri Azad Alam, Ld. Counsel for the petitioner, and Smt. Punam Jha, Ld. Counsel for the state.

The prosecution case as stated as self assessment by Inspector cum SHO, Bahera is that on 25.12.2024 at around 06:05 PM, informant Inspector with other police officials left the police station for raid. That at around 09 PM, they got secret information that in village Dukhram, in Ward No. 10, few persons who were residing in rented house of one Dinbhandu Mishra were making preparation to commit serious offence. After getting the information, the informant informed his senior officer and reached near the spot at around 09:15 PM. That on seeing vehicle of police, one accused person, who was standing outside of house, ran away. That with the help of other police force, the police surrounded the house and as no independent witness present at that time, police constables Amit Kumar and Uday Kumar were made witnesses and suspected persons were thoroughly checked. That 04 persons were found in the room who told their name as 1.Mangal Sah, 2. Amit Kumar Yadav, 3.Dhanik Lal Paswan and 4.Deepak Kumar. On asking by police, they mentioned name of fifth partner as Munchun Paswan. That during search, a loaded desi Katta, 03 live cartridges, and a Nokia mobile was found with Mangal Sah while Amit Kumar Yadav was carrying 05 live cartridges in pocket of his pant, a mobile of Vivo Company and one keypad mobile of HMD Company. Further 03 live cartridges and a mobile of Vivo Company was found in the pocket of Dhanik Lal Paswan and 03 live cartridges as well as a keypad mobile of Hero Company were found in the pocket of Deepak Kumar. On searching room of Mangal Sah, 04 set silver like anklet, silver like folded plate, a black colour old camera of Yashika Company,

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a blue colour small bag carrying one lakh fifty six thousand five hundred eighty six rupees (1,56,586 rupees), a mobile of of Hero Company, a mobile of Redmi Company, three small touch, one laptop of ACER company, one picture of an old person in Mehrun Jewelry box, a passbook of SBI Bank and one small hand purse having name of Gupta Jewellers, Bahera in which there was identity card of one Anuradha Kumari. That outside the house, one Yahama motorcycle having Reg. No. BR32AR2722, One Bajaj Pulsar motorcycle having Reg. No. BR32Z4291, one Hero Glamour motorcycle carrying Reg. No. BR32AT4312 were also found.

On the other hand Ld. Counsel of the prosecution has opposed the prayer for bail submitting that the offences are grave in nature hence the bail petition of the petitioner may be rejected.

Heard, Submissions of both parties and perused the record. From perusal of record, it has been found that the FIR has been lodged u/s 310(4), 310(5), 317(4), 317(5) of BNS & 25(1-B)(a), 26, 35 of Arms Act. That accused persons who were caught, they themselves named the petitioner as their co-accused who was successful in running away. That in this case huge recovery from the possession of accused person has been mentioned. That search and seizure memo duly made is attached with the record and the same is also matching with the story of prosecution. That the case involves serious allegations against accused person and the conduct of fleeing away by him also leaves an impression against the petitioner. So, considering facts and circumstances of this case and in light of discussions made above, anticipatory bail petition of the accused petitioners namely **Munchun Paswan**, aged about 34 years, S/o Hakru Paswan, R/o village – Mavar Jitwarpur, P.S. - Rahika, Distt. - Madhubani is hereby **rejected**.

(Dictated and Corrected)

(Rishi Gupta)
Addl. Sessions Judge II,
Benipur
17.03.2026.

Date of Order	17.03.2026
Date of Reserving Order	17.03.2026
Uploading Date	26.03.2026
Uploaded by	Niranjan Verma, Bench Clerk