

In the Court of Sessions Judge, East Champaran at Motihari

Present:-

Abhishek K. Das,
Sessions Judge,
East Champaran at Motihari

Bail Petition No.574 of 2026

1. Chandan Paswan @ Takal, S/o- Rajendra Paswan @ Lalan Paswan,
Resident of village- Ramgarhwa, P.S.- Muffasil, District- East Champaran
----- Petitioner

Versus

The State of Bihar ----- Opposite party.

Counsel for the Petitioner :- Sri Shailendra Kumar, Advocate.
Counsel for the State :- Sri Khublal Prasad, Public Prosecutor.

18-03-2026

This bail petition is filed on behalf of the above-named petitioner-accused Chandan Paswan @ Takal, who is in custody since 09-01-2026 in connection with Motihari Muffasil P.S. Case No.798 of 2025 for the offences U/S 103(1), 61(2) and 3(5) of the B.N.S.

The prosecution case, in brief, is that there was love affair between the son of informant and daughter of Birendra Paswan, due to which Birendra Paswan gave life threat to the son of informant. Thereafter, some dispute took place between the accused persons and son of informant regarding measurement of land and again accused persons gave life threat to the son of informant. The further case is that on 12-12-2025 at about 05:30 P.M. when the son of informant went to the southern side of his house to attend natural, petitioner and others brutally assaulted him with knife. Villagers Shyamnandan Paswan and Subodh Paswan came to the house of informant stated about the said occurrence to informant. Thereafter, the informant went to the place of occurrence and saw that accused persons are assaulting his son with knife indiscriminately. The son of informant died on spot.

In para-2 of the bail petition, it is mentioned that no other bail petition of any kind on behalf of the petitioner has ever been filed either in this Court or before any Higher Court. In para-3 of the bail petition, it is mentioned that petitioner has no criminal antecedent and in para-4, it is mentioned that petitioner is in custody since 09-01-2026.

The learned counsel for the petitioner-accused has submitted that this petitioner-accused is innocent and he has committed no offence, as alleged and has falsely been implicated in this case due to previous enmity. It is further submitted that there is general and vague allegation against the petitioner. At the time of occurrence, the petitioner was not present at the place of occurrence. On these basis, it is prayed to allow this bail petition.

The learned Public Prosecutor appearing on behalf of the State has opposed the prayer for bail of this petitioner-accused on the basis of materials available in the case diary.

Heard both sides and perused the certified copy of F.I.R. as well as case diary. As per F.I.R., the petitioner along with others have committed murder of son of informant by assaulting him with knife. The informant vide para-2 and witnesses vide para-3 of the case diary have corroborated the version of F.I.R. As per post-mortem report, as mentioned in para-31 of the case diary, doctor has found seven stab wound over the dead-body of deceased and there was one large chopped wound present on left side of neck of size 7" x 3" and other on right side of neck of size 3" x 2" and cause of death is Hypovolemic shock due to above mentioned injuries, caused by sharp weapon. As per para-49 of the case diary, petitioner has no criminal antecedent. As per para-62 of the case diary, investigation of the case is still going on.

Considering all these facts, as discussed above and keeping in view the nature of allegation and materials available in the case diary, I am not inclined to enlarge the petitioner-accused on bail. Accordingly, the prayer for bail of petitioner-accused **Chandan Paswan** stands **rejected**.

(Dictated)

Sd/-

Sessions Judge
East Champaran at Motihari
18-03-2026