

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 26th March, 2026

Present:- Dinesh Sharma, Principal District & Session Judge, Saharsa
A.B.P. No. 198/2026 (Arising out of Mahishi P.S. Case No. 214/2025)

Bipin Paswan

..... Petitioner Vs State of Bihar

In the matter of :-

Bipin Paswan S/o Late Rajendra Paswan

Resident of Village Teghra, P.O. Balwahat, Teghra, P.S. Mahishi,
District Saharsa.

....Petitioner

Vs

State of Bihar

.....Opposite Party

Appearance :-

For the Petitioners :- Sri Manoj Kumar Paswan, Advocate

For the State :- Sri Krishna Murari Prasad, Ld. P.P.

Date of proceeding	Order with the signature of the court	Office action taken with date
26.03.2026	This anticipatory bail petition has been filed on behalf of the petitioner namely Bipin Paswan S/o Late Rajendra Paswan who is apprehending his arrest in connection with Mahishi P.S. Case No. 214/2025 registered under Sections 126(2), 115(2), 303(2), 109, 352, 351(2), 351(3) of BNS, 2023. 2. Heard the arguments of the learned counsel for the petitioner and the learned P.P. for the State. 3. It is submitted by the learned counsel for the accused petitioner that petitioner is innocent and has falsely been implicated in this case due to enmity and dirty village party politics. It is further submitted that the petitioner bears criminal antecedent of one case i.e. Mahishi P.S. Case No. 132/2017. It is further submitted that Sections 109, 303(2) of BNS are added to make the case graver and non-bailable. It is further submitted that petitioner is ready to furnish sound sureties to the full satisfaction of the learned court. Upon these grounds, the learned counsel prays to grant anticipatory bail to the petitioner. 4. On the other hand, the learned P.P. has opposed the prayer of anticipatory bail. 5. Rival submissions considered, Record perused. 6. The prosecution case as per <i>Fardbeyan</i> of the informant, Tarun Kumar is that on 21.06.2025 at about 07:00 P.M. in the evening when he reached near Teghra Koshi Dam where Vipin Paswan already standing there	

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stopped him and assaulted with filthy languages and also told that he will no longer pay him for his child education fee and also threatened him due to which scuffle had started between them. On which the accused armed with iron rod assaulted him on his head but he sustained injury on his shoulder due to which he fell down and thereafter the accused assaulted him on his nose and eye by iron rod. Vipin Paswan also took out cash of Rs. 7000/- from his pocket and a mobile of Redmi Company worth Rs. 12,000/- and fled away from there.

7. The petitioner accused is named in FIR. The injuries of simple in nature. The injured has already been discharged from the Hospital. The incident has occurred over a dispute over education fee of the son of the informant. The allegations of snatching of mobile and Rs. 7000/- were not corroborated by the witnesses whose statements are at para 6, 7 and 8 of the case diary.

8. Considering the aforesaid facts and circumstances, the prayer for anticipatory bail of petitioner Bipin Paswan is **allowed** and in the event of arrest or surrender of the petitioners within a period of four weeks from today, he is directed to be released on bail subject to his furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties in the like amount to the satisfaction of the learned jurisdictional Magistrate where the case is presently pending, further subject to the conditions as laid down u/s 482(2) of BNSS. The petitioners shall cooperate in trial.

9. **“Before parting with this order, this court would like to observe that a tendency is on the rise on the part of the informant to allege snatching of money, mobile phone, gold chain, Hanumani Sikri etc. This court has not seen a single case in which the police has taken action against the informant for lodging false FIR or partly false FIR. Sometimes due to the allegations of snatching of money, gold chain etc the court has to decline anticipatory bail to the petitioners on the ground of necessity of custodial interrogation.**

It is high time that police should start taking action against the informant for lodging the false/partly false FIR and this is a fit case to start taking action

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against the informant.

10. Office is directed to send a copy of this order to the Superintendent of Police, Saharsa who shall examine whether it is a fit case to recommend action against the informant for lodging partly false FIR as three of the witnesses have not supported his claim of snatching of money and mobile phone. The Superintendent of Police, Saharsa is expected to inform this court about the action taken or not taken in this case against the informant.

11. The petition stands dispute of in the above terms.

(Dictated)



(Dinesh Sharma)

Principal Sessions Judge,

Saharsa

26.03.2026

Date of Judgement/Order	26.03.2026
Date of Reserving Judgement/Order	26.03.2026
Uploading Date	01-04-26
Uploaded by	Gaved Haider