

In the Court of District & Additional Sessions Judge-I
Presiding Officer: Dushyant Kumar
Rosera, District-Samastipur
A.B.P. No. 137 of 2026
(Arising out of Bibhutipur P.S. Case No. 153 of 2025)

Date: 22.06.2026

Sanni Kumar @ Sanni Kumar Paswan & Another

.....Accused/Petitioners.

vs.

State of Bihar.

.....Prosecution/O.P.

ORDER

1. The present petition has been filed by the accused petitioners, namely, Sanni Kumar @ Sanni Kumar Paswan and Ganeshi Paswan seeking anticipatory bail apprehending their arrest in connection with Bibhutipur P.S. Case No. 153 of 2025, registered under Sections 329 (3), 329 (4), 126 (2), 115 (2), 118 (1), 117 (2), 74, 303 (2), 352, 351 (2), 3 (5) of BNS.
2. Briefly stated, the prosecution case, based on the fard-e-beyan of the informant, Ram Pratap Paswan, is that on 14.03.2025 at about 11.00 P.M., informant went to sleep after playing Holi. Informant's mother Devki Devi was sitting at home when the accused (1) Sanni Kumar, (2) Ganeshi Paswan, (3) Arjun Paswan, (4) Rajan Kumar and (5) Babbi Kumar, after drinking alcohol, started abusing his mother in front of the door. When informant's mother forbid them from creating nuisance and abusing in front of the door, Sanni Kumar took an iron rod and attacked her on her head with the intention of killing her. Informant's mother fell unconscious on the ground. Hearing the noise, informant's sister-in-law Ranju Devi, Sanju Devi and informant went to save the informant's mother. Informant's mother lying unconscious on the ground in pool of blood. The informant and his sisters-in-laws asked them as to why they beat his mother whereupon Arjun Paswand and Rajan Kumar inflicted iron rod blow over left side of the head of the informant due to which informant fell on the ground and blood started oozing from his head and ear. Accused Babbi Kumari broke the finger of sister-in-law of the informant namely Ranju Devi by hitting iron-rod and dragged her and sister-in-law of the informant namely Sanju Devi was made unconscious by beating her with iron-rod and Lathi and snatched silver chain from her neck. They also entered in house and looted cash and ornaments. On hearing alarm, neighbours gathered there whereupon all accused persons fled away giving threatening to kill the informant and his family members if he lodged the case. It is further alleged that accused Ganeshi Paswan took out pistol from his waist and fired in air.
3. Ld. Counsel for the accused-petitioners submits that the petitioners are quite innocent and have committed no offence and have been falsely implicated in this case due to local politics. No regular or anticipatory bail petition has been filed or pending before this Court or any higher Court. Petitioner No.-02 is an accused of Bibhutipur P.S. P.S. Case No. 242 of 2011 whereas petitioner No. 1 has no criminal antecedent. It is further submitted that all Sections are bailable except Section 118 (1), 74, 303 (2) of B.N.S. It is further submitted that there is no likelihood of absconding and tampering with the evidence and petitioners are ready to abide the conditions laid down U/s 482 of the BNS. Learned Counsel for the petitioner lastly prayed that they may be released on anticipatory bail.
4. On the other hand Ld. APP. on behalf of state opposed the prayer for bail.
5. Perused the records. The instant case has been instituted under Sections 329(3), 329(4),

In the Court of District & Additional Sessions Judge-I
Presiding Officer: Dushyant Kumar
Rosera, District-Samastipur
A.B.P. No. 137 of 2026
(Arising out of Bibhutipur P.S. Case No. 153 of 2025)

Date: 22.06.2026

126(2), 115(2), 118(1), 117(2), 74, 303(2), 352, 351(2) and 3(5) of the Bharatiya Nyaya Sanhita (BNS) against the accused persons, including the present petitioners, on the allegation that they assaulted the informant and his family members and took away their jewellery. The injury reports, as referred to in the case diary, reveal that Sanju Devi suffered pain in the right shoulder, Devki Devi sustained a lacerated wound on the head, Ranju Devi suffered a fracture of the index finger and a lacerated wound on her left palm, and Ram Pratap Paswan sustained an abrasion around the right eye; of these injuries, all have been opined to be simple in nature except the fracture sustained by Ranju Devi, which has been opined to be grievous. A perusal of the allegations reveals that petitioner no. 1 is alleged to have inflicted injury upon Devki Devi, whose injury have been found to be simple in nature, while petitioner no. 2 is alleged to have fired in the air; however, no case under the Arms Act has been instituted, and no recovery of any fired bullet appears to have been shown in the case diary. Paragraph 19 of the case diary reveals that the allegation under Section 303 of the BNS has been found to be untrue during the course of investigation, and paragraph 66 further indicates that the petitioners have no criminal antecedents.

6. Considering the above facts and circumstances of the case, custodial interrogation of the petitioners appears to be unwarranted for the purpose of investigation at this stage and it appears that it would be appropriate to grant the petitioner privilege of anticipatory bail to the present petitioners.
7. Accordingly, the petitioner, namely, Sanni Kumar @ Sanni Kumar Paswan and Ganeshi Paswan, are directed to be released on bail in the event of their arrest or surrender within six weeks from today on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the Court of the Ld. Magistrate concerned in connection with **Bibhutipur P.S. Case No. 153 of 2025, subject to furnishing of undertaking regarding compliance of conditions as mentioned in Section 482(2).**
8. Let a copy of this order along with the LCR be sent to the Court of the Ld. Magistrate concerned..

Dictated

Sd/-

District & Additional Sessions Judge -1