

**IN THE COURT OF ADDITIONAL SESSIONS JUDGE - IV
DISTRICT – SHEOHAR**

Present – Aditya Pandey, District & Additional Sessions Judge

Anticipatory Bail Petition (A.B.P.) No. 259 / 2026

(Arising out of Sheohar P.S. Case No. 206/2026

U/s. 126(2), 115(1), 117(2), 74, 109(1), 352, 351(2), 3(5) B.N.S.)

1. Lakhindra Paswan, aged about 40 yrs,
2. Sukhari Paswan, aged about 26 yrs,
3. Kapil Paswan, aged about 51 yrs,

.....Petitioners

Versus

State of Bihar.....Opposite Party

Appearance -

For the Petitioners : Sri Yogendra Sah, Sri Amit Kumar, Advocates.

For the State : Sri Arshad Siddiqui, Addl. Public Prosecutor, Sheohar.

For the informant : Sri Sanjay Kumar, Advocate.

ORDER

20.06.2026

The learned advocates for the petitioners and the learned Additional Public Prosecutor assisted by learned advocate for informant have been heard at length. Perused the copy of the up to date case diary.

This petition for grant of anticipatory bail was filed on 01.06.2026 on behalf of the above-named petitioners who apprehend arrest in connection with Sheohar P.S. Case No. 206/2026 registered on 23.05.2026 under sections 126(2), 115(1), 117(2), 74, 109(1), 352, 351(2), 3(5) B.N.S.

The prosecution's case in brief is that on 18.05.2026 at about 8 PM when the informant had gone out for a walk after dinner, Harendra Paswan, Akash Paswan, Lakhindra Paswan, Rakesh Paswan, Sukhari Paswan, Kapil Paswan, all threatened and verbally abused him, after which Akash Paswan and Rakesh Paswan struck him with iron-rod and stick, whereas Harendra Paswan, Sukhari Paswan and Kapil Paswan brought sticks and struck him indiscriminately. It is further alleged that Harendra Paswan caused fracture of

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20.06.2026 informant's right hand by striking with lathi and the assailants also attacked the informant's son Manish Kumar, brother Vinod Paswan and *bhavo* Dulari Devi causing serious injuries, and Akash Paswan caused Dulari Devi to be disrobed. All the injured were sent for treatment to hospital.

It has been averred at the outset in para 2 of the petition that the petitioners have not moved any bail petition earlier before this Court or before Hon'ble Patna High Court in this case, and in para 3 that the petitioners namely, Lakhindra Paswan and Kapil Paswan has one criminal case viz. Sheohar P.S. Case No. 163/2026 U/s. 191(2), 126(2), 115(2), 352, 351(2), 117(20 B.N.S. pending against them while petitioner, Sukhari Paswan has no criminal antecedent.

The learned advocates have further argued and submitted that the petitioners are innocent and falsely implicated in this case. account of dispute for way raised on the private land of the petitioners. As a matter of fact, the informant and others were forcing the petitioners to give up their private land for their way, and assaulted Harendra Paswan on the date of occurrence for which he had earlier lodged Sheohar P.S. Case No.201/2026 against the informant and that the present case was filed to put undue pressure on the petitioners. Moreover, the charge under section 74, and 109 B.N.S, which were the only non-bailable offences alleged against the petitioners, were super-additions. It is therefore, prayed that the petitioners may be granted anticipatory bail.

The learned Additional Public Prosecutor has opposed the bail petition mainly on the ground that the offences were serious and non-bailable which is punishable with imprisonment for life and with fine.

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20.06.2026 Now, it transpires from perusal of record that the petitioners are named as accused in this case and the allegations have been broadly supported by the informant and three other witnesses in their statements recorded in the case diary. The injury-reports of Upendra Paswan, Mahish Kumar, and Binod Paswan has been recorded respectively in para 21, 22 and 23 of the case diary, and it appears that they have suffered simple injuries, and the informant has additionally suffered fracture of right wrist which is grievous in nature, and all injuries have been opined to be caused by hard and blunt substance. It has been pointed out that the grievous injury was inflicted on non-vital part of body, and that the allegations of molestation has not been specifically supported by any of the witnesses. It has been also submitted that the case was amicably settled between the two sides and a joint compromise petition as well as permission petition, bearing thumb impressions of the informant and the the petitioners as parties has been filed before the Court.

In view of the above facts and circumstances, I find it a fit case for grant of anticipatory bail to the petitioners. As such, the prayer is allowed. The petitioners are hereby ordered to be enlarged on bail in the event of arrest/surrender within **two weeks** of receipt of this order upon furnishing bail bonds of **Rs.10,000** with **two sureties of like amount each** to the satisfaction of the learned trial Court, subject to **filing of undertaking in terms of section 482 (2) B.N.S.S.**

(Dictated & Corrected)

Sd/-

**Addl. Sessions Judge, IV
Sheohar**