

**In the Court of Sri Santosh Kumar Tiwary**  
**Principal District & Sessions Judge, Sheikhpura.**  
**A.B.P. No:- 144/2026**  
**State of Bihar vs Hira Paswan.**

Hira Paswan, S/o Late Munni Paswan  
R/o Village - Rakar, P.S. – Chewara  
District – Sheikhpura.....Petitioner.

**Vs.**

The State of Bihar .....Opposite Party.

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For the Petitioner :- Sri Md. Manzer, Ld. Advocate.

For the O. P. (State) :- Sri Uday Narayan Sinha, Ld. P. P.

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**ORDER.**

**10.03.2026** Anticipatory bail petition has been filed on behalf of accused petitioner Hira Paswan apprehending arrest in connection with Chewara P.S. Case No. 06/2026. The present case has been registered against the accused petitioner and others for committing the offence U/s. 115(2), 126(2), 303(2), 74, 351(2), 352, 3(5) of B.N.S. The present petitioner is also named in the FIR with the allegation that he along with other co-accused has committed the alleged offence. Hence, he has moved this anticipatory bail petition U/s. 482 of B.N.S.S.-2023. Ld. P.P submitted case diary.

As per written report of informant Vidyotma Devi, prosecution story in brief is that on 17.01.2026 at about 10:00 A.M., accused Hira Paswan, Sunita Devi, Pushpa Kumari, Dolly Kumari, and Puja Kumari came to her house and asked her why she was flowing water in front of her house. She replied that her water drains here and that the house's drainage system is located here. Upon hearing this, all of the above-mentioned accused began abusing and assaulting her. Hira Paswan grabbed her hair and threw her to the ground, injuring her forehead. They all kicked and punched her, and Sunita Devi snatched a gold chain from her neck, while others kicked and punched her. They had been abusing and assaulting her over the issue of water drainage in her house. She got treatment from a private doctor, but when she did not get relief, she got treatment at Chewara Government Hospital on 21.01.2026, due to which she got delayed in filing the application.

Learned Advocate for the petitioner has submitted that petitioner is innocent and has not committed any offence, rather he has been falsely implicated in this case. Earlier, the accused petitioner has not filed any bail petition before this Court or before Hon'ble High Court, Patna. The accused petitioner has one criminal antecedent vide Chewara P.S. Case No. 73/2023 U/s. 341, 323, 427, 504, 506 of I.P.C. The real facts of the matter is that the informant,

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**10.03.2026** along with her family members, forcibly entered the petitioner house and began abusing Puja Devi. When Puja Devi protested against these illegal activities, the informant and her family members brutally assaulted her. One of the accused, Adarsh Kumar, tore Puja Devi's clothes with the intention of dishonoring her. It is further alleged that despite the incident being reported, the Chewara Police Station did not register an FIR on Puja Devi's complaint. Subsequently, Puja Devi was forced to file a petition before the S.P., Sheikhpura. Upon the instructions of the S.P., Sheikhpura, the Chewara Police Station registered Chewara P.S. Case No. 05/2025 on 22.01.2025, after an unreasonable delay of approximately five days. On the same day, a counter FIR was lodged at the instance of the informant and her family members, which clearly shows the malafide intentions of the local police and their collusion with the family of the informant to falsely implicate the petitioner in the case. Both the parties are neighbours, and the entire dispute arose out of a land-related issue and the drainage of water near the house. The alleged sections are bailable in nature except Sections 74 and 303(2) of B.N.S., which have been ornamentally added only give a serious colour to the case. The allegations made in the FIR are false, frivolous and concocted, and no offence as alleged is made out against the petitioner. Co-accused have been granted anticipatory bail by this Court vide A.B.P. No. 76/2026 dated 21.02.2026.

Ld. P.P. opposed the prayer for bail petition of accused petitioner and has submitted that accused petitioner is involved in this offence.

Heard Ld. Advocate for the accused petitioner as well as Ld. Public Prosecutor and perused the record. From perusal of case record, it transpires that both parties are neighbours and there is a minor dispute between both parties over the drainage system, and only allegation against the accused petitioner is that he grabbed the informant's hair and threw her on the ground. There is general and omnibus allegation against the accused petitioner. From perusal of record, it also appears that there is case and counter case between both the parties and the present case is counterblast of Chewara P.S. Case No. 05/2026, which was filed by co-accused Puja Devi against the informant of this case and others. From perusal of injury report, it appears that the doctor has found following injuries on the person of injured informant Vidyotma Devi i.e. (i) Complaint of headache, (ii) Pain over shoulder and chest (iii) No obvious injury present. Nature of injury is simple. From perusal of the injury report of injured informant Vidyotma Devi, it appears that there

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**10.03.2026** is no injury on any vital part of her body and all the injuries are simple in nature. From perusal of record, it appears that the present case has been registered against the accused petitioner U/s. 115(2), 126(2), 303(2), 74, 351(2), 352, 3(5) of B.N.S., in which all the sections are bailable in nature except Section 74 of B.N.S. F.I.R. has been lodged with a delay of five days for which there is no explanation. Co-accused have been granted anticipatory bail by this Court vide A.B.P. No. 76/2026 dated 21.02.2026. Considering the above facts and circumstances, the present anticipatory bail petition of accused petitioner Hira Paswan is hereby allowed and in the event of arrest or surrender within 15 days from today, accused petitioner Hira Paswan be enlarged on anticipatory bail under Section 482(2) B.N.S.S-2023 on furnishing bail bond of Rs. 10,000/- with two sureties of like amount each to the satisfaction of Ld. Trial Court, subject to the condition that-

- 1. One of the sureties shall be close relative of accused petitioner.**
- 2. Accused petitioner shall appear before the Ld. Trial Court on each and every dates till framing of the charge.**
- 3. Accused petitioner shall provide his mobile number and Whats App number in writing to the Ld. Trial Court at the time of furnishing bail bond, and shall also undertake not to change his mobile number until the trial is concluded without the permission of the Ld. Trial Court.**

Dictated

Principal District & Sessions Judge  
 Sheikhpura.  
 10.03.2026

Date of Judgment / order	10.03.2026
Date of Reserving Judgment / order	10.03.2026
Uploading Date	11.03.2026
Uploaded by	Md. Fazal Ahmed