

In the Court of Motish Kumar Singh Principal Sessions Judge, Siwan
Bail Petition No. 623/2026
Mairwa P.S Case No. 236/2026

Nanhe Tiwari@ Nirbhay Tiwari S/o- Rinku Tiwari.....Petitioner
Versus
The State of Bihar.....Opposite Party.

16.06.2026

ORDER

1. Learned counsel for the petitioner moves present bail application filed on behalf of the accused-petitioner namely **(1) Nanhe Tiwari@ Nirbhay Tiwari**, who is in judicial custody since 17.05.2026 in connection with Mairwa P.S. Case No. 236/2026 registered u/s 126(2), 115(2), 118(1), 109, 303(2), 3(5) of BNS.

2. Learned counsel for the petitioner submits that petitioner is innocent and he has been falsely implicated in this case with an ulterior motive. Learned counsel further submits that no bail petition on behalf of this petitioner is filed earlier either to this Court or before the Hon'ble High Court regular or anticipatory bail save and except this one. Petitioner has no criminal history. The accused-person is under custody since 17.05.2026. There is no chance of their absconding of tampering with the prosecution evidence. Thus, learned counsel prays that petitioners may be enlarged on bail.

3. On the other hand, learned P.P vehemently opposed the prayer of bail.

4. Heard. Perused the record.

5. From perusal of the record, it transpires that an F.I.R in this case was registered *vide* Mairwa P.S Case No. 236/2026 dated 16.05.2026 u/s 126(2), 115(2), 118(1), 109, 303(2), 3(5) of BNS against accused-petitioner and other co-accused persons. As per F.I.R, the informant alleged that on 16.05.2026 at about 10:00 P.M, informant was going to Siwan market on a motorcycle with his wife Geeta Devi, since his daughter's marriage was fixed and they were going to buy jewellery and clothes. When they reached near the district More Shivalaya, Rinku Tiwari, Abhay Tiwari, Nanhe Tiwari, Ajay Tiwari were already waiting there with iron rods, knife, lathi-danda. It is further alleged that Rinku Tiwari instigated to assault them. On this Abhay Tiwari and Nanhe Tiwari came running and caught hold of his motorcycle and pushed it down, due to which both fell of the motorcycle. It is further alleged that Ajay Tiwari and Nanhe Tiwari attacked the informant with iron rod on his head, but informant stopped it with his hand. It is further alleged that Abhay Tiwari, Nanhe Tiwari, Rinku Tiwari and Ajay Tiwari attacked informant and his wife Geeta Devi with iron rod and lathi. It is further alleged that Ajay Tiwari attacked on the neck with a knife with intention of killing. It is further alleged that Nanhe Tiwari took Rs. 1,50,000/- from the

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pocket of informant and Abhay Tiwari snatched gold chain worth Rs. 2,00,000/- from the neck of informant's wife.

6. From perusal of injury report of Geeta Devi, it transpires that she sustained (i) Abrasion on left knee measuring 4cm X 4cm, (ii) Abrasion over left elbow measuring 2cm X 2cm, (3) Abrasion over right elbow measuring 1cm x 1cm, (iv) Abrasion over right side of forehead measuring 1cm X 1cm, (v) Abrasion over left right side of forehead measuring 1cm X 1cm, which have been opined by the doctor injury is simple in nature caused by hard and blunt object. From perusal of Para No. 17 of the case diary as well as supplementary petition, it appears that petitioner bears one criminal antecedent. Moreover, petitioner is in judicial custody since 17.05.2026.

7. Considering aforesaid fact, the present bail application is **allowed**. The petitioner is directed to be released immediately on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of the Court below.

(Dictated)

S/d-

(Motish Kumar Singh)

Sessions Judge, Siwan.

16.06.2026.