

In the court of District & Addl. Sessions Judge 1st, Bagaha, West Champaran.
Anticipatory Bail Petition No.-197/2026
Registration No.-197/2026
(Arising out of Ramnagar P.S. Case No.-58/2026)

1.Niraj Paswan, aged about 32 years, S/o.-Basudev Paswan;
2.Asharfi Paswan, aged about 55 years, S/o.-Late Satyanarayan Paswan;
3.Sudama Paswan, aged about 60 years, S/o.-Late Satyanarayan Paswan;
4.Basudev Paswan, aged about 53 years, S/o.-Late Satyanarayan Paswan;
5.Sikandar Paswan, aged about 35 years, S/o.-Asharfi Paswan;
6.Ravindra Paswan, aged about 30 years, S/o.-Asharfi Paswan;
All R/o. Village-Yadav Tola, Narayanpur, Ward No.8 (Ramnagar), P.S.-Ramnagar,
Distt.-West Champaran.....Petitioners

vs

State of Bihar.....Opposite Party

09.04.2026 Petitioners 1.Niraj Paswan, 2.Asharfi Paswan, 3.Sudama Paswan, 4.Basudev Paswan, 5.Sikandar Paswan and 6.Ravindra Paswan apprehends their arrest in connection with Ramnagar P.S. Case No.58/2026, u/s-115(2),126(2),109(1),303(2),352,351(2),117(2),3(5) BNS pending in the learned Court of S.D.J.M., Bagaha and have filed the present anticipatory bail petition which has been pressed today. Copy of the same has been served to the learned P.P. In-charge for the State. Case diary is available on record.

Sri Kamran Aziz, learned counsel on behalf of the petitioners and Sri Prabhu Prasad, learned P.P. In-charge for State are present before the Court.

The prosecution case in brief as narrated in the fardbayan of informant namely Prabhu Paswan is that on 14.01.2026 at about 01:00 P.M. his neighbour namely Neeraj Paswan was washing his tempo at his door in that course water started flowing towards informant's door. On objection raised by informant, named accused persons in F.I.R. started abusing informant. When informant forbade, Niranjan Paswan assaulted informant by means of lathi on his head, due to which he sustained head injury and fell on the ground in the meantime Neeraj Paswan also assaulted informant by means of lathi due to which middle finger of his right hand injured. When informant's nephew namely Sunil Paswan and his daughter-in-law namely Sanju Devi came to rescue him, Sheetal Paswan assaulted informant's nephew Sunil Paswan on his head by means of iron rod and due to which he sustained head injury and Rabindra Paswan assaulted informant's nephew by means of lathi due to which his right hand's palm got injured. It has been further alleged that Neeraj Paswan broke the left arm of informant's daughter-in-law Sanju Devi by assaulting her on the left arm by means of lathi and Sikandar Paswan and Sudama Paswan injured her daughter-in-law by assaulting on her back and neck by means of lathi punches and in course of assault Basudev Paswan took away the gold mangalsutra from informant's daughter-in-law's neck worth about Rs.40,000/-. When informant's nephew Shyambabu Paswan, informant's wife Tetri Devi, and his brother Sheshnath Paswan came to rescue them, Sikandar Paswan assaulted informant's nephew Shyambabu Paswan on his head, chest, waist, and left arm by means of lathi. Sheetal Paswan injured informant's wife Tetri Devi by assaulting her back and right arm by means of an iron rod. Asrafi Paswan injured informant's brother Sheshnath Paswan by assaulting him on the left toe by means of lathi.

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09.04.2026 Niranjan Paswan threatened to kill the informant if he files a case. Hearing the commotion, nearby people gathered and brought informant and the other injured to the P.H.C. Ramnagar and after that for better treatment informant, his nephew Sunil Paswan, and his daughter-in-law Sanju Devi were referred to GMCH, Bettiah. On the basis of fardbayan of the informant, present case was registered.

It has been submitted on behalf of the petitioners that they are quite innocent and have committed no offence as alleged against them and have been falsely implicated in this case. Earlier no other bail application on behalf of the petitioners have been filed either before this court or any superior court. Petitioners have got no criminal antecedent. It has been submitted that there is case and counter case between the parties. It has been further submitted that after perusal of case and counter case it would be crystal clear that nobody has intention to kill anyone. Hence, Section 109(1) BNS is not made out against the petitioners and Section 303(2) BNS is ornamental and super addition to made the case serious and other sections are bailable in nature. As per injury report of all the injured, the nature of injury is simple. Hence, petitioners may kindly be granted anticipatory bail.

On the other hand learned P.P. In-charge for State vehemently opposed the prayer for bail of the petitioners and submitted that petitioners along with other co-accused persons have assaulted the informant and his family members causing injury to them. In view of above, they do not deserve privilege of anticipatory bail.

Heard the parties and perused the F.I.R., case diary and injury report. From perusal of the record, it transpires that petitioners along with other co-accused have assaulted the informant and his family members causing injury to them. There is case and counter case between the parties. Both the parties are neighbours. As per injury report of all the injured, nature of injury opined as simple, caused by hard and blunt object.

Considering the facts and circumstances of the case and material available on record as discussed above, petitioners in event of their arrest or surrender before the learned Court below within a period of one month from the date of receipt/production of a copy of this order, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of learned Court below subject to the conditions as laid down u/s 438(2) Cr.P.C. **with further condition that one of the bailor shall be close relative of the petitioner.**

(Dictated & Corrected)

(Manish Dwivedi)
District & Addl. Sessions Judge 1st

Date of order	09.04.2026
Date of Reserving Order	09.04.2026
Uploading Date	10.04.2026
Uploaded By	Manish Roy, Stenographer, DASJ-I