



IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

Criminal Appeal No(s). 4388/2025
@ SLP (Crl) No. 12868/2025

BINOD PASWAN @ BINOD KUMR PASWAN Appellant(s)

VERSUS

THE STATE OF BIHAR Respondent(s)

O R D E R

1. Leave granted.
2. Heard learned counsel for the parties.
3. This appeal arises from an order dated 15.05.2025 passed by the High Court of Judicature at Patna rejecting the bail prayer of the appellant in connection with FIR No. 641/2024.
4. The submission of the learned Counsel for the appellant is that the offences for which the appellant is arraigned as an accused are all Magistrate triable offences, investigation in respect of which is complete qua the appellant who has no previous criminal antecedents and,

therefore, there is no justification to keep the appellant in jail pending trial.

5. The learned counsel for the respondent has opposed the prayer for bail by submitting that appellant is a beneficiary of the sale which has been executed through an impostor and, therefore, it is not a fit case where he should be given benefit of bail.

6. Having regard to the nature of the allegations as also that appellant is stated to be a witness to one of the executing parties which may be his own mother and taking into account that the offences are Magistrate triable and the trial is not likely to conclude in near future, while taking into account that appellant has suffered incarceration since 16.02.2025, without expressing any opinion on the merits of the prosecution case, we are of the view that the appellant is entitled to be released on bail.

7. The appeal is accordingly allowed. The order passed by the High Court rejecting the bail prayer of the appellant is set aside.

8. The appellant shall be released on bail on such terms and conditions as the trial court may

deem fit to impose in the facts and circumstances
of the case.

9. Pending application(s), if any, shall stand
disposed of.

..... J
[MANOJ MISRA]

..... J
[NONGMEIKAPAM KOTISWAR SINGH]

New Delhi
October 09, 2025

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Criminal Appeal No(s). 4388/2025
@ SLP (Crl) No. 12868/2025

BINOD PASWAN @ BINOD KUMR PASWAN

Appellant(s)

VERSUS

THE STATE OF BIHAR

Respondent(s)

FOR ADMISSION

IA No. 207115/2025 - EXEMPTION FROM FILING O.T.

Date : 09-10-2025 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MANOJ MISRA

HON'BLE MR. JUSTICE NONGMEIKAPAM KOTISWAR SINGH

For Appellant(s) :

Mr. Arvind Gupta, AOR
Mr. Ashwini Kumar, Adv.
Mr. Khowaja Siddiqui, Adv.
Mr. Kanav Bhardwaj, Adv.
Mr. Rahul Raj, Adv.

For Respondent(s) :

Mr. Anshul Narayan, Addl. Standing Counsel, Adv.
Mrs. Vineeta Singh, Adv.
Mr. Ashutosh Chaturvedi, Adv.
Mr. Prem Prakash, AOR

UPON hearing the counsel the Court made the following
O R D E R

1. Leave granted.
2. The appeal is allowed in terms of the signed order which is placed on the file.
3. Pending application(s), if any, shall stand disposed of.

(CHETAN ARORA)
ASTT. REGISTRAR-cum-PS

(CHETNA BALOONI)
COURT MASTER (NSH)