

IN THE COURT OF PRINCIPAL SESSIONS JUDGE, BHAGALPUR

Bail Application No. 345/2026

Antichak P.S. Case No. 18/2025

Md. Imtiyaz @ Pawan Goswami Versus State of Bihar

Counsel for the petitioner :- Sri Vishal Anand, Advocate.

For the State :- Sri S.N.P. Sah, Public Prosecutor.

Date of Order	Order with Signature of the Court
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25-04-2026	1. This is an application for regular bail filed on behalf of the accused- petitioner Md. Imtiyaz @ Pawan Goswami, in connection with Antichak P.S. Case No. 18/2025, instituted for the offences u/s 109, 115(2), 118(1), 126(2), 352, 351(2) of BNS. The petitioner is in custody since 20-02-2026. 2. Heard Sri Vishal Anand, learned counsel for the petitioner and Sri S.N.P. Sah, learned Public Prosecutor for the State. 3. The prosecution case as stated in the First Information Report is that on 14-02-2025 at about 01.00 PM, the informant's husband came to the house for taking meal and in course of taking meal he started abusing the informant Bibi Nuraisha. It is alleged that when the informant protested then her husband ran to assault her on which the informant started fleeing with a view to save her life but her husband followed her and took out a knife from his pocket and with intention to kill her attacked on her with knife and in course of saving, the informant sustained injury on her left hand. Thereafter, the informant's husband (petitioner) again attacked on the informant causing injury on her face. It is further alleged that the informant's husband himself stabbed knife in his stomach due to which he also sustained injury. Thereafter, the nearby people came and snatched the knife from his hand and informed the police and on arrival of police both informant and her husband (petitioner) were brought to Government Hospital, Kahalgoan wherefrom they were referred to Mayaganj Bhagalur and after that seeing the serious condition of petitioner, he was referred to Patna for better treatment. On the basis of fardbeyan of informant, the present case has been instituted. 4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has falsely been implicated in this case. Entire prosecution case is false and concocted. He further submits that from perusal of FIR it appears that the petitioner gave knife blow on the informant but as per injury report, the doctor has found abrasion wound on right side intra-orbital area, root of nose, right side of nasal ala and left side of zygomatic region and also abrasion line on anterior

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side of neck and no bony fracture reported in CT Scan of PNS. The nature of injury was simple and caused by hard and blunt object. Therefore, the injury report of informant itself falsifies the version of informant as alleged in the FIR. In fact, no such occurrence as alleged by the informant has taken place rather the real fact is that altercation between the petitioner and his wife (informant) taken place in which the bangles of informant was broken and from the broken part of bangles, the informant sustained injury. The present case relates with the dispute of wife and husband but on the instance of village barrister, the present case has been lodged falsely. The petitioner bears clean antecedent and he is in custody since 20-02-2026. After completion of investigation, charge-sheet has been submitted in this case and hence there is no need for further custodial interrogation. On these grounds, prayer has been made to release the petitioner on bail.

5. The Learned P.P. opposed the prayer for grant of bail to the petitioner.
6. Perused the case record as well as case diary. It appears that during course of investigation the I.O. has recorded the restatement of informant at para 26 of the case diary whereas the statement of other witnesses has been recorded at para 8, 9 and 10 of the case diary and from perusal whereof it appears that the informant and the witnesses have supported the prosecution case. At para 31 of the case diary, the contents of supervision note has been mentioned and from perusal whereof it appears that the case has been found true against the petitioner. At para 51 of the case diary, the contents of injury report of injured informant has been mentioned which shows that the informant sustained abrasion wound on right side intra-orbital area, root of nose, right side of nasal ala and left side of zygomatic region and also abrasion line on anterior side of neck and no bony fracture reported in CT Scan of PNS. The nature of injury was simple and caused by hard and blunt object. As per para 48 of the case diary, the petitioner bears clean antecedent and as per para 97 of the case diary, charge-sheet has been submitted in this case.
7. Having gone through the documents and the materials available on the case record, the court finds that though the petitioner is named in the F.I.R. with allegation that he gave knife blow on his wife (informant) due to which the informant sustained injuries. The injury report of injured informant is available with the case diary and from perusal whereof it appears that the doctor has opined the nature of injuries as simple caused by hard and blunt object. The petitioner having no criminal antecedent as per para 48 of the case diary and on completion of investigation charge-sheet has been submitted in this case and hence it appears that there is no need of further

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custodial interrogation. The petitioner is in custody since 20-02-2026.

8. Therefore, considering the aforesaid facts and circumstances of the case, as discussed above, coupled with the period of detention, the bail application of petitioner is allowed. Accordingly, the petitioner Md. Imtiyaz @ Pawan Goswami is directed to be released on bail on furnishing bail bond of Rs. 15,000/- with two sureties of like amount each to the satisfaction of learned Trial Court with condition that one of the bailor should be the close relative of the petitioner, who shall provide official document to show his/her bonafide, the petitioner and the bailors shall furnish mobile numbers at the time of furnishing bail bond and the said mobile numbers shall remain in operation till disposal of the case; the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidence, failing which the State shall be at liberty to take steps for cancellation of his bail bond; petitioner shall remain physically present on each and every date fixed in the case before the learned Trial Court till conclusion of trial, in the event of failure on his part to appear before the Court on two consecutive occasions, which shall lead to the cancellation of the bail bond of the petitioner. Further, the petitioner shall also file an undertaking that he will not indulge himself in the act of similar nature in future

Sd/-
(Dipankar Pandey)
Principal Sessions Judge I/c

Date of Judgment/Order	25-04-2026
Date of Reserving Judgment/Order	N/A
Uploading Date	27-04-2026
Uploaded by	R.B.D.Tripathi, Steno