

In The Court of Additional Sessions Judge - XIII, Bhagalpur
A.B.P. No. - 738 / 2026

[Arising out of Sultanganj P.S. Case No. 143/2026.]

Umesh Sharma & Others

..... petitioners

Vrs.

The State of Bihar

..... Opposite party

ORDER

15.05.2026

This anticipatory bail application has been filled on behalf of petitioners **1. Umesh Sharma, 2. Nilesh Kumar Sharma, 3. Ajay Sharma, 4. Sunil Sharma, 5. Arvind Sharma, 6. Murari Sharma** who are apprehending their arrest in connection with **Sultanganj P.S. Case No. 143/2026, U/s – 126(2), 115(2), 117(2), 110, 351(3), 352, 3(5)** of the BNS which is pending before the Court of **Id. ACJM-1st, Bhagalpur**. A copy of this anticipatory bail petition has been served to Ld. A. P. P. for the State.

2. Heard Sri Ajay Kumar Ld. counsel for the petitioners as well as Sri Pawan Kumar Thakur Ld. A.P.P. for the State on the A.B.P.

3. The learned advocate on behalf of petitioners has briefly submitted that no other anticipatory or regular bail petition has been filed on behalf of the petitioners either before the court of the Ld. Sessions Judge, Bhagalpur or before the Hon'ble High Court, Patna except this anticipatory bail petition. The learned counsel for the petitioners submits that petitioners are entirely innocent and has been falsely implicated. Learned counsel for the petitioners argues that the allegations are highly exaggerated and stem from a mutual altercation. It is further submitted that both parties have since reached an amicable settlement and filed a compromise petition before the learned A.C.J.M.-I, Bhagalpur. It is contended that the petitioners have no prior criminal history. There is case and counter case for the same incident. The petitioners are ready to abide all the terms and conditions and they are ready to furnish bail bond with sufficient sureties as per direction of the court. Prayer has been made that anticipatory bail application of the petitioners be allowed.

4. Learned A.P.P. has not opposed the prayer for anticipatory bail of the petitioners. He has admitted that a compromise petition has been filed before the trial court and he has also stated that injury is simple in nature.

5. Case of the prosecution as per informant, Sanni Kumar in brief is that due to a prior dispute, the accused persons—Umesh Sharma, Nilesh Kumar Sharma, Ajay Sharma, Sunil Sharma, Arvind Sharma, and Murari Sharma assembled at his doorstep armed with sticks and rods. They physically assault assaulted him, causing a severe head injury. When the informant fell, they kicked and punched him, and Nilesh Kumar Sharma stabbed the informant's left hand with a knife. When the informant's wife, Gudiya Kumari, attempted to intervene, Umesh Sharma behaved indecently and tore her blouse with the intent to outrage her modesty. He further assaulted her on the back with a knife and bricks. Nilesh Kumar Sharma also fired a shot in the air to intimidate them. Hence the FIR was lodged.

6. Heard Id. Counsel for both the parties and perused the record. It appears that the petitioners are named in F.I.R. While the informant alleged "severe head trauma" and being "stabbed with a knife", the injury report of injured Sanni Kumar suggests a single "Lacerated wound on left parietal region" and the nature of the injury is classified as Simple. As per bail petition both parties have already filed a compromise petition before the learned A.C.J.M.-I, Bhagalpur, indicating a desire to end the litigation amicably. There is case and counter case for the same incident. There is no criminal antecedent against the petitioner. Informant has also appeared in the court to support the fact of compromise while hearing on bail application.

7. Therefore, considering the aforesaid facts and circumstances, the prayer for anticipatory bail for the petitioners— **1. Umesh Sharma, 2. Nilesh Kumar Sharma, 3. Ajay Sharma, 4. Sunil Sharma, 5. Arvind Sharma, 6. Murari Sharma** is thereby **ALLOWED** on furnishing bail bond of Rs. 10,000/- with **two surety** of like amount each with following conditions:-

- (a) Bail bond shall be furnished within 15 days of the receipt of this order in the concerned court.
- (b) The petitioners shall file undertaking mentioning her mobile number they will not change their mobile number without informing the court.
- (c) The petitioners will not influence or temper with the evidence and shall co-operate in trial of the case.

The copy of the order be sent to the concerned court for information and needful.

(Dictated & corrected by me)

Sd/-
PRASHANT KUMAR JHA
Addl. Sessions Judge - XIII,
Bhagalpur
15.05.2026

Memo:_____ Dated_____

Copy forwarded to the court of_____ for
information and needful.

DASJ-XIII
Bhagalpur

Date of Judgment / Order	15.05.2026
Date of Reserving Judgment / Order	N/A
Uploading Date	20.05.2026
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