

1. Md. Manjoor @ Md. Manjoor Khan, age-51 years, s/o Late Abulhasan

2. Md. Pappu , age-23 years, s/o Md. Manjoor

3. Md. Sabir, age-25 years, s/o Md. Abrar

.....Petitioners.

Vs

State of Bihar.....Opposite Party

ORDER

05.06.2026. An application for grant of regular bail filed on behalf of above named accused petitioner namely **1. Md. Manjoor @ Md. Manjoor Khan 2. Md. Pappu and 3. Md. Sabir**, who are in custody since 28-03-2026 in connection with **Ishipur Barahat P.S. Case No. 42/2026** registered u/Ss 126(2)/115(2)/118(1)/109/74/303(2)/352/351(2)/3(5) of the B.N.S. pending before the learned Court of A.C.J.M.-VIII, Bhagalpur, is put up for hearing.

Heard Mr. Sachida Nand Pandey, learned counsel for the petitioners as well as Mr. B.L. Yadav, learned Addl. P.P. for the State.

The prosecution case, in short, is that in the evening of 26.03.2026 all the ten named accused persons including the petitioners herein started abusing and tearing the wearing cloth of informant's daughter-in-law Nazira Khatoon and when informant and his son Md. Gulfaraz intervened, they all assaulted them. It is alleged that Md. Firoz inflicted sword blow on the head of Md. Gulfaraz and Md. Sabir inflicted iron rod blow on the head and hand of informant. Further, Md. Pappu inflicted stick blow on the head of Nazira Khatoon and Md. Sheru snatched a gold chain as well as nose pin.

Learned counsel for the petitioners, apart from taking the pleas of innocence and false implication, submitted that accused petitioner no. 1 happens to be the own brother of informant and accused petitioner no. 2 and 3 happen to be his nephews. He further submitted that Ishipur Barahat P.S. Case No. 43/2026 was lodged by accused petitioner no. 1 Md. Manjoor and present case has been filed as a counterblast and to save the skin and prays to enlarge them on bail on the ground of period of custody and clean criminal antecedent.

Learned Addl. P.P., on the other hand, vehemently opposed the prayer for grant of bail to the petitioners.

Heard both sides and perused the case record from which it transpires that petitioners and others are named in the F.I.R. and carry allegation of brutally assaulting the informant and her family members. The injury report of informant Md. Kaleem would reveal that Doctor has found three abrasions of different sizes over left eye brow, right forearm near right elbow and on left forearm which have been opined as simple in nature caused by hard and blunt substance. Again, the injury report of injured Najira Khatoon would reveal that apart from complain of pain in left shoulder and whole body doctor has found one lacerated wound of size 2 x ¼ x 1/4 cm on left side of forehead which has been opined as simple in nature caused by hard and blunt substance. Similarly, the injury report of injured Md. Gulfaraz would reveal that doctor has found two lacerated wounds of sizes 2 x ¼ cm x ¼ cm and 2½ x

¼ cm x ¼ cm on left side of forehead and right occipital region of scalp respectively which too have been opined as simple in nature caused by hard and blunt substance. The informant in his restatement and witness in his statement, as mention in para 2 and 9 of the case diary, stated about close relation between the parties and existence of dispute relating to *raasta*. There is case and counter case between the parties and none of the petitioners carries any criminal antecedent. Moreover, petitioners are in custody since 28.03.2026. Therefore, taking into account the nature of injuries, case and counter case between the parties and period of custody, this court is inclined to enlarge all these petitioners on bail.

Accordingly, the prayer for regular bail of accused petitioners namely **1. Md. Manjoor @ Md. Manjoor Khan 2. Md. Pappu and 3. Md. Sabir** is hereby **allowed**. Accused petitioners are directed to be released on bail on furnishing bail bond of **Rs. 10,000/- (Ten thousand rupees only)** with two sureties of the like amount each to the satisfaction of the learned Court below with the **condition** that one of the sureties shall be close relative of the petitioner. Petitioners will also file an **undertaking** to the effect that they will remain physically present till framing of the charge, will not misuse the privileges of bail, will cooperate in the trial and are directed to furnish their respective mobile numbers with further direction that neither they will change the mobile number nor turn off the mobile without information to the court.

Dictated

Sd/-

(Prabhat Krishna)

IVth Addl. Sessions Judge
Bhagalpur

Date of judgment/order	05-06-2026
Date of Reserving judgment/order	-
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