

IN THE COURT OF SRI DEEPAK KUMAR-I, ADDITIONAL SESSIONS JUDGE- II, BHAGALPUR

Anticipatory Bail Petition No. 1002/2026

(Arising out of **Sabour P.S. Case No. 134/2026**)

U/s 126 (2), 190, 191 (2), 115 (2), 303 (2), 329 (4), 351 (2), 352 BNS.

1. Md. Shabaj @ Shahbaj, age 29 years,

2. Md. Ezaz, age 38 years,

3. Md. Shamad, age 25 years,

4. Md. Anas @ Md. Meharban, age 20 years,

5. Md. Manas @ Rahman, age 24 years, all sons of Md. Taslim

.....**Petitioners**

Versus

The State of Bihar

.....**Opp. Party**

For the Petitioner/s : Mr. Mukesh Yadav, Ld. Advocate.

For the State : Mr. Abhay Kumar Singh, Ld. A.P.P.

Date of order	Order with signature of the court
1	2
15-06-2026	This is a petition filed on behalf of the above named accused-petitioners for grant of anticipatory bail who apprehension their arrest in connection with Sabour P.S. Case No. 134/2026 for offences punishable U/s 126 (2), 190, 191 (2), 115 (2), 303 (2), 329 (4), 351 (2), 352 BNS. On behalf of the petitioners a certificate has been given in bail petition that earlier no anticipatory or regular bail petition has been filed on her behalf either before the Court of the Ld. Principal Sessions Judge, Bhagalpur or before the Hon'ble High Court, Patna. In para-3 of bail petition, accused-petitioners have given certificate that they have no criminal antecedents except accused-petitioner No. 2 bearing G.R. Case No. 214/2013. Prosecution case as per FIR of informant Md. Jilani, in brief, is that he was sitting at his Motorcycle garage, in the meantime, all FIR named accused-persons including these accused-petitioners came there and started abusing and started committing loot and scattered the articles of shops and Md. Shahbaj has taken Rs. 1700/- which was kept in box. On objection, they have assaulted the informant badly. Thereafter, Md. Ezaz has dropped him on land and threatened to kill. Thereafter, Md. Shahbaz has also assaulted him by means of iron Panch by which he got head injury and blood oozed out from his head. Thereafter, on noise, nearby people came there and Md. Ezaz has taken Rs. 23,000/- and fled away from there and threatened to kill if he lodged any case. Eye-witness Md. Jaffar Azad was also present there at the time of incident. Hence, this FIR is lodged. The learned counsel for the petitioners submitted that the petitioners are innocent and have committed no offence and have falsely been implicated in this case. It has further been submitted that petitioner No. 5 has given his motorcycle to informant's shop for repairing and Rs. 7000/- was also given to him for the same but complainant neither return his money nor repaired

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Contd...P/2 15-06-2026	his motorcycle and due to that reason, this case has been lodged and accused-petitioners have given their vote to Ex-Mukhiya Jafar Azad, hence helped the complainant to lodge this case and except sections 190, 303 (2) BNS, rest sections are bailable in nature and said sections are not made out against the accused-petitioners and nothing any incriminating material has been recovered from the possession of accused-petitioners. On such basis, it has been prayed that petitioners be enlarged on anticipatory bail. On the other hand, learned Additional Public Prosecutor for the State opposed the prayer for anticipatory bail of the petitioners. Heard both the parties. Perused the case record as well as case diary and on perusal the same it transpires that there are allegations against these accused-petitioners that they have entered into the shop of informant and started abusing and assaulting him by means iron punch by which informant got injured and they have also taken the money of informant. On perusal of the injury report of injured Md. Jilani the doctor has found swollen below left eye, cut mark over middle finger, cut mark over head and doctor has opined that nature of injured is simple. Para-34 of the case diary reveals that accused-petitioners have no criminal antecedents. Further, occurrence took place on petty issue of repairing motorcycle and there is no any evidence on record regarding snatching money. In the above said facts and circumstances, the prayer of the anticipatory bail of the petitioners is allowed and directed to release on anticipatory bail within 30 days of this order after filing of bail bond of Rs. 10,000/- each with two sureties of like amount each to the satisfaction of learned Trial Court with condition laid down U/S 482 (2) BNSS. Sd/- Additional Sessions Judge-II Bhagalpur
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