

ORDER

1.Md. Kasim, 60 years, S/o Late Badruddin @ Bhado
2. Md. Sanni @ Sahanshah, 40 years, S/o Md. Kashim
3.Bibi Sahna, 35 years, W/o Md. Sanni @ Sahanshah

.....Petitioners.

Vs

State of Bihar.....O.P.

ORDER

03-06-2026 An application for grant of anticipatory bail filed on behalf of the above named accused petitioners namely **1. Md. Kasim 2. Md. Sanni @ Sahanshah and 3. Bibi Sahna**, who are apprehending their arrest in connection with **Pirpainti P.S. Case no. 120/2026** relating to offences punishable u/Ss 126(2),115(2),76, 352, 351(2), (3), 3(5) of the B.N.S., pending in the learned Court of Shri Prashant Tripathi J.M.F.C., Bhagalpur, is put up and moved.

Heard Mr. Brahmdeo Yadav, learned counsel for the petitioners as well as Mr. P.P. Singh, learned Addl. P.P. for the State.

The prosecution story, in short, is that on 14-03-2026 at about 04:00 pm all the three named accused persons, who are petitioners herein, abused and assaulted the informant and accused petitioner no. 02 Md. Sanni @ Sahanshah inflicted iron rod blow on her nose causing bleeding injury and there is further allegation against accused petitioner no. 02 of tearing the wearing cloth of informant.

Learned counsel for the petitioners, apart from taking the pleas of innocence and false implication, submitted that due to domestic dispute and dirty village politics petitioners have been implicated by the informant in this false case and prays to extend the privileges of anticipatory bail to the petitioners on the ground of absence of criminal antecedent.

On the other hand, learned Addl. P.P. for the State vehemently opposed the prayer for grant of anticipatory bail to the petitioners.

Heard both sides and perused the case record from which it transpires that accused petitioners are named in the F.I.R. and carry allegation of assaulting the informant on her nose by iron rod and accused petitioner no. 02 further carries allegation of tearing the kurta of informant from back side. The injury report of informant would reveal that doctor has found one abrasion of size 0.8 cm x 0.5 cm on her nose and one swelling of size ½ cm x 0.8 cm over her lower eyelid caused by hard and blunt object but did not mention the nature of injury. Accused petitioner no. 01 happens to be the father-in-law of the informant whereas accused petitioner no. 02 happens to be elder brother of her husband and accused petitioner no. 03 happens to be the wife of accused petitioner no. 02. The investigation of this case is already complete and I.O. has submitted chargesheet against the accused petitioners for the

offences punishable u/Ss 126(2),115(2),76, 352, 351(2), (3), 3(5) of the B.N.S. and had issued notices to the accused petitioners u/s 35(3) of the B.N.S.S. in compliance of which these petitioners have executed the bond. The case diary does not reflect any criminal antecedent of any of the petitioners. Further, except informant no other witness has stated on the point of tearing the kurta of informant at the hands of accused petitioner no. 02 and maximum punishment under the alleged offences are upto seven years. Therefore, taking into account the nature of injury, completion of investigation and absence of criminal antecedent, this Court is inclined to extend the privileges of anticipatory bail to all these petitioners.

Hence, the prayer for grant of anticipatory bail made on behalf of all the above named accused petitioners namely **1.Md. Kasim 2. Md. Sanni @ Sahanshah 3.Bibi Sahna** is hereby **allowed**. It is hereby directed that in the event of arrest or surrender before the learned Court below within 30 days from the receipt of a copy of this order, these accused petitioners shall 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. Petitioners are directed to file an **undertaking** that they will not misuse the privileges of bail, will cooperate in the trial and are directed to furnish their mobile numbers with direction that neither they will change the mobile numbers nor turn off the mobiles without information to the court.

Dictated

sd/-

(Prabhat Krishna)
IVth Addl. Sessions Judge
Bhagalpur

Date of judgment/order	03-06-2026
Date of Reserving judgment/order	-
Uploading Date	04-06-2026
Uploaded by	Stenographer