

IN THE COURT OF DISTRICT AND ADDITIONAL SESSIONS JUDGE-3RD AT NAUGACHIA
Anticipatory Bail Petition No. 69/2026
Arising out of Bihpur P.S. Case No. 334/2021

1. Md. Maruf, aged about 40 years S/o Md. Tikko
2. Md. Barik, aged about 56 years S/o Md. Tikko
3. Md. Jarif, aged about 29 years S/o Md. Tikko
4. Md. Akbar, aged about 24 years S/o Md. Aarif
5. Md. Abubakar, aged about 21 years S/o Md. Domi
6. Md. Sanobar, aged about 34 years S/o Md. Mubarak
7. Md. Manobar, aged about 34 years S/o Md. Mubarak

All R/o – Village – Babhangama, P.S. – Bihpur, Dist. Bhagalpur

----- Petitioners

Vrs.

The State of Bihar

-----Opposite Party

22-05-2026

ORDER

The petitioners are accused in Bihpur P.S. Case No. 334/2021 registered under Sections 147, 148, 149, 341, 342, 323, 324, 307, 504, 506, 34 I.P.C. In apprehension of their arrest they have preferred an application seeking pre-arrest bail and protection from arrest. The Copy of the petition has already been served upon the Ld. Addl. P. P. Both Ld. Counsels are present.

2. Heard Ld. Counsel for the petitioners and Sri P. N. Sah – Ld. Addl. P. P. for State.

3. The Ld. Counsel for the petitioners submits that there is no type of bail petition pending before Hon'ble High Court, Patna nor gracious court. It is further submitted that petitioners are quite innocent and they have committed no offence and due to dirty village politics and with malice intention petitioners falsely implicated in this case. It is further stated that all the sections which is mentioned in the F.I.R. are bailable in nature except Section 307 I.P.C. and the allegation of 307 I.P.C. not make out against the petitioners. It is also submitted that no any injury cause by the petitioners as per F.I.R. which is genesis of his case and only to harass the petitioners in F.I.R. It is also stated that three accused persons has granted bail by this honours court. It is also contended that the petitioners are men of means and there are no chance of their absconding or delaying the trial.

4. The Ld. Addl.P.P. has opposed the prayer of the petitioners.

5. As per factual matrix of the case in brief is that on 01-08-2021 at about 08:30 A.M. when the informant brought his sand laden tractor in front of the door of his house Md. Ashik was already present with his own tractor in front of the gate of the informant's house. When the informant requested Md. Aarif to move his tractor a little ahead so that the informant's tractor could be taken inside his house, it is alleged that Md. Aarif questioned his right and refused to honour his request. Thereafter, he shouted and called upon his brothers and nephews namely, Md. Aarif, Md. Mubarak, Md. Domi, Md. Maroof, Md. Barik, Md. Zarif, Md. Akbar, Md. Abu Bakar, Md. Chunna, Md. Rana, Md. Shoyeb, Md. Sanobar, Md. Babar, Md. Manobar and about 10 to 15 unknown persons all of whom were armed with deadly weapon like bullets, brickbats, spears, farsa, stones, and swords. All of them conjointly attacked the informant and Md. Akbar brought a crude bomb threatening to say that he would blow up the informant's house. The informant's cousin, namely, Mrinal his uncle Binay Choudhary and other

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nephew Vinayak and none Mangalam a co-villagers and others came to his rescue. It is alleged all of them were also beaten up and wounded. The group also consisted of 8-10 ladies all holding pieces of stones and attacked upon the informant and also warned that unless cases of theft lodged against some members of their caste is withdrawn by the informant the consequences would be even worse.

6. On the basis of the aforesaid written report of the informant Bihpur P.S. Case No. 334/2021 has been registered under Sections 147, 148, 149, 341, 342, 323, 324, 307, 504, 506, 34 I.P.C.

7. Further, all the accused petitioners are benefited by the Section 35(3) B.N.S.S. So, there is no apprehension of arrest of all the accused petitioners. Hence, it is directed to all the accused petitioners present in the Ld. Lower Court and the Ld. Lower Court passed the order without being prejudiced with this order. Accordingly, anticipatory bail prayer of petitioners stands **Disposed**.

Sd/-

District & Additional Sessions Judge 3rd,
Naugachia, Bhagalpur

Dated 22-05-2026