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Court of Sessions Judge, Darbhanga.

Present:- Shri Shiv Gopal Mishra, Sessions Judge, Darbhanga.

A.B.P. No. 239/2026 (Anwarul Haque Vs. State of Bihar)

In the Court of Sessions Judge, Darbhanga, Bihar.

A.B.P.No. 239 of 2026

In the matter of:-

Anwarul Haque son of Md. Subai Jan -----Petitioner.

Vrs.

The State of Bihar-----Opposite Party.

For the Petitioners : Shri Pawan Kumar Chaudhary, Ld. Advocate.

For the O.P.(State) : Shri Amrendra Narayan Jha, Ld. P. P.

**ORDER.**

04. 10.03.2026. Heard learned counsel for the petitioner as well as learned P.P. for the State on anticipatory bail filed on behalf of above named petitioner, who is apprehending his arrest in connection with Simri P.S. Case No. 01/2026 for offences U/Ss 126(2), 115(2), 76, 351(2), 352, 303(2), 109 and 3(5) of the B.N.S.

As per FIR, prosecution case in short is that on 01-01-2026 at 4.00 PM accused Md. Jafirul called informant in the orchard. When informant reached there he saw that accused Md. Amirul Haque, Anwarul Haque and Shahnaz Begum intervened informant's sister Sabina Naz and they were assaulted her and also outraged her modesty. When informant protested then accused persons also assaulted him with lathi, danda. It is alleged that accused Jafirul gave Dabiya blow upon him, due to which he sustained injury and blood was oozing out. It is alleged that on the order of accused Anwarul Haque ordered to abuse and kill him. On hulla informant's brother Shakil and father Abul Hassan @ Habibul came there then accused persons also assaulted them. The injured were taken to the PHC, Singhwara. During assault accused Md. Amirul took away cash of Ra.1000/- from the pocket of informant's father

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and accused Shahnawaz Begum took away silver ornament from the neck of informant's sister Safina Naz. It is alleged that accused Jafirul is land Mafia and he put pressure upon the informant to sold his land to them.

Learned counsel for the petitioner submitted that the petitioner is innocent and he has committed no offence. It is further submitted that the petitioner has been falsely implicated in this case due to grudge, enmity as well as land dispute. He further submitted that no occurrence took place as alleged by the informant. He further submitted that petitioner has no manner of concern with the alleged occurrence as alleged. As a matter of fact the present case is counter blast to Simri PS Case No. 02 of 2026 lodged by the petitioner's daughter-in-law Mehru Nisha against the informant and others. He further submitted that no specific allegation of assault is alleged against the accused petitioner. He further submitted that co-accused Amirul Haque and Md. Jafirul Haque have been granted bail by this Court vide B.P.No. 70/2026 & B.P.No.121 of 2026 respectively. He further submitted that accused petitioner is aged about 66 years old and suffering from illness. It is further submitted that accused petitioner has no criminal antecedent. It is, therefore, prayed to enlarge the petitioner on bail.

The learned Public Prosecutor opposed the prayer for bail.

Heard the parties and perused the record. From perusal of the FIR as well case diary it appears that accused petitioner and other abused, assaulted the informant and his family members, outraged modesty of informant's

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sister and committed theft. It appears that co-accused Amirul Haque and Md. Jafirul Haque have been granted bail by this Court vide B.P.No. 70/2026 & B.P.No.121 of 2026 respectively. It is specifically alleged against accused petitioner that he is order giver. Prima facie, the complicity of the petitioner reveals in commission of alleged occurrence

Considering the above facts and circumstances of the case discussed above, this Court is not inclined to admit the petitioner to anticipatory bail. Therefore, the above named petitioner is directed to surrender before the learned court below and learned Magistrate shall consider the bail application of accused petitioner without being prejudice by this order. Accordingly, anticipatory bail petition filed u/s 482 of the BNSS on behalf of above named petitioner stands **disposed of**.

**(Dictated)**

**(Shiv Gopal Mishra)**  
**Sessions Judge,**  
**Darbhanga.**  
**10.03.2026.**