

In the Court of District & Additional Sessions Judge-I, Darbhanga, Bihar.
ABP No.- 316 of 2026

Ref :- Arising out of APM PS Case No.- 57 of 2025, Dated- 30.04.2025, U/s-
190, 126(2), 127(1), 109, 324, 351(2), 352 of the BNS

In the matter of :-

1. Md. Guddu, Aged about 23 years, S/o Md. Dawood,
 2. Md. Shamshad Rizvi, Aged about 22 years, S/o Md. Rajaul,
- Both are R/o Village- Baluaha, P.S.- APM, District- Darbhanga

----- **Petitioners**

Versus.

The State of Bihar

----- **Opposite Party**

Learned counsel for the petitioners : Sri Chandra Kant Yadav, Advocate.

Learned counsel for Opp.Party : Sri Amrendra Narayan Jha, P.P.

Date of order:- 26.03.2026

ORDER

1. The petitioners are praying for regular bail in connection with APM PS Case No.- 57 of 2025, Dated- 30.04.2025, U/s- 190, 126(2), 127(1), 109, 324, 351(2), 352 of the BNS is pending in the Court of Sri Salabh Sharma, JMFC, Darbhanga.
2. The prosecution case, in brief, is that on 29.04.2025 at about 7:00 PM, the informant along with his friend Jai Kumar Yadav was returning home on a motorcycle bearing registration no. BR-07-BH-5515. Upon reaching near Balha railway line, the accused persons, namely Md. Alamgir, Nusrat, Md. Guddu (petitioner), Md. Shamshad Rizvi (petitioner), and others, allegedly armed with iron rods and lathis, intercepted them, abused, and assaulted them.
3. It is further alleged that when Jai Kumar Yadav intervened, he was also assaulted. The accused persons allegedly damaged the motorcycle. Upon raising alarm, villagers arrived, whereupon accused Md. Alamgir allegedly inflicted a knife blow on the chest of the informant, causing injury. Further, Baijnath Sah and another villager were also allegedly assaulted by the accused persons with rod and lathi, resulting in injuries. Thereafter, the accused persons fled from the place of occurrence.
4. Learned counsel for the petitioners submits that the petitioners are innocent and have been falsely implicated. It is further submitted that the petitioners have clean antecedents. It is also contended that there

exists a counter case vide APM P.S. Case No. 58 of 2025, and the present case is a counterblast thereof. It is further argued that as per the injury report, none of the injured persons sustained grievous injuries or repeated blows on vital parts of the body. It is also pointed out that co-accused persons have already been granted bail vide BP No. 424 of 2025, and thus, on the principle of parity, the petitioners are entitled to bail.

5. Learned Public Prosecutor has opposed the bail application.
6. Having considered the submissions of the parties and upon perusal of the materials on record, it appears that there is no specific overt act attributed to the present petitioners. Further, the petitioners are stated to have clean antecedents, and similarly situated co-accused have already been granted bail. Considering these aspects, this Court is inclined to grant bail to the petitioners.
7. Accordingly, the petitioners are directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand only) each, with two sureties of the like amount each, to the satisfaction of the learned Court concerned, subject to the condition that the petitioners shall not indulge in similar nature of offences in future.

(Dictated)

**District & Addl Sessions Judge-I
Darbhanga.
26.03.2026**

Date of Order	26.03.2026
Date of Reserving Order	26.03.2026
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