

**In the Court of District & Additional Sessions Judge-I, Darbhanga,
Bihar.**

ABP No.- 320 of 2026

Ref :- Arising out of Bahadurpur PS Case No.- 477 of 2025, Dated- 29.10.2025,
U/s- 191(2), 191(3), 190, 126(2), 115(2), 329(4), 117(2), 118(1), 109(1), 76,
303(2), 352, 351(3) of the BNS

In the matter of :-

1. Md. Muslim, Aged about 78 years, S/o Late Md. Rahman,
 2. Md. Guddu @ Md. Asgar Ali, Aged about 41 years, S/o Md. Pachchu @ Pachchu Miyan,
 3. Md. Chunchun @ Md. Muzbil, Aged about 37 years, S/o Md. Muslim,
- All are R/o Village- Kharajpur, P.S.- Bahadurpur, District- Darbhanga

----- **Petitioners**

Versus.

The State of Bihar

----- **Opposite Party**

Learned counsel for the petitioners : Sri Naresh Kumar Jha, Advocate.

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

Date of order:- 30.03.2026

ORDER

1. The petitioners above named seek pre-arrest bail in connection with Bahadurpur PS Case No.- 477 of 2025, Dated- 29.10.2025, U/s- 191(2), 191(3), 190, 126(2), 115(2), 329(4), 117(2), 118(1), 109(1), 76, 303(2), 352, 351(3) of the BNS is pending in the court of Ld. ACJM-IX, Darbhanga.
2. As per the prosecution case, on 28.10.2025 at about 6:45 A.M., the informant was present at his residence when the petitioners, along with seven other accused persons, allegedly arrived there. It is alleged that with an intention to grab the informant's land, they began forcibly unloading sand and soil in the courtyard. Upon objection by the informant, petitioner no. 2, allegedly acting on the instruction of petitioner no. 1, assaulted the informant with a rod on his right leg. Petitioner no. 3 is alleged to have assaulted the informant with a sharp-edged weapon (farsa) on his head. Thereafter, further assaults were made by the accused persons upon the informant and others, including

Rahimtulla and Rajida Khatoon. It is further alleged that certain accused persons outraged the modesty of Rajida Khatoon and snatched her gold chain.

3. Learned counsel for the petitioners has submitted that the petitioners are innocent and have been falsely implicated in the present case. It is contended that petitioner nos. 1 and 2 have one other case pending, whereas petitioner no. 3 has a clean antecedent. It is further submitted that the present case is a counterblast to Bahadurpur P.S. Case No. 478 of 2025 instituted by co-accused Md. Muslim against the informant's side, arising out of a pre-existing land dispute. It is also argued that most of the alleged offences are bailable in nature and the non-bailable sections invoked are not attracted in the facts of the case. Additionally, the allegations in the FIR are stated to be inconsistent with the medical evidence, which discloses only simple injuries.
4. Learned Public Prosecutor has opposed the prayer for anticipatory bail.
5. Upon consideration of the submissions made on behalf of the parties, the nature of allegations, and the materials available on record, it appears that no injury was found on the person of Rahimtulla and only one simple injury was found on the person of Md. Salim. Taking into account the overall facts and circumstances of the case, this Court is inclined to grant the privilege of anticipatory bail to the petitioners.
6. Accordingly, it is directed that in the event of arrest or surrender before the court below, the petitioners shall be released on bail upon furnishing bail bonds of ₹10,000/- (Rupees Ten Thousand) each with two sureties of the like amount to the satisfaction of the learned court concerned, subject to the condition that they

shall not indulge in similar offences in future.

(Dictated)

**District & Addl Sessions Judge-I
Darbhanga.
30.03.2026**

Date of Order	30.03.2026
Date of Reserving Order	30.03.2026
Uploading Date	18.04.2026
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