

In the Court of District & Additional Sessions Judge-I, Darbhanga, Bihar.
ABP No.- 336 of 2026

Ref :- Arising out of Bhalpatti PS Case No.- 96/25, Dated- 27.11.2025, U/s- 191(2), 190, 126(2), 115(2), 324(4), 109, 303(2), 352, 351(2) of the BNS & 27 of Arms Act

In the matter of :-

Md. Sajjad, Aged about 30 years S/o Md. Shahid, R/o Village- Muriya, P.S.- Bhalpatti, District- Darbhanga

----- **Petitioner**

Versus.

The State of Bihar

----- **Opposite Party**

Learned counsel for the petitioner : Sri Afroz Alam Khan, Advocate.

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

Date of order:- 24.03.2026

ORDER

1. The petitioner above named seeks pre-arrest bail in connection with Bhalpatti PS Case No.- 96/25, Dated- 27.11.2025, U/s- 191(2), 190, 126(2), 115(2), 324(4), 109, 303(2), 352, 351(2) of the BNS & 27 of Arms Act is pending in the court of Ld CJM, Darbhanga.
2. The prosecution case, in brief, is that the informant runs an institute namely *Radiant Institute of Fire and Safety*. On 27.11.2025 at about 2:30 PM, the peon of the institute informed the informant that some known criminals, including the present petitioner, along with 25–30 unknown persons, arrived at the institute with two JCB machines. It is alleged that the accused persons were armed with pistols, swords, and lathis, and that the petitioner, along with others, fired several rounds from a pistol.
3. Upon receiving the information, the informant reached the institute in his Kia car (Reg. No. BR-06 EA-1555), but had to flee to save himself and immediately informed the police at Bhalpatti Police Station. Thereafter, the informant accompanied the police to the place of occurrence and found

that the institute building had been demolished using JCB machines. It is further alleged that cash, laptops, computers, CCTV camera, LCD, DVR, and other articles, including Rs. 15,000/-, were looted. The students present at the spot corroborated that the accused persons, after demolishing the institute, looted the articles and fled away. It is also alleged that both JCB machines used in the occurrence belong to the petitioner.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in the present case. It is contended that no such occurrence as alleged in the FIR ever took place. It is further submitted that the present case has been instituted as a counterblast to Bhalpatti P.S. Case No. 97/25. It is also stated that the petitioner has only one criminal antecedent under the Excise Act.
5. On the other hand, learned Public Prosecutor opposes the prayer for bail and submits that the witnesses have supported the prosecution case. It is further submitted that during investigation, a pellet was recovered from the place of occurrence as well as from the Kia car of the informant, near the black glass portion. The JCB machine used in demolishing the institute has also been seized by the police. Moreover, the injury report of the informant indicates that he sustained a lacerated wound on the occipital region. Hence, it is argued that the petitioner does not deserve the privilege of anticipatory bail.
6. Considering the facts and circumstances of the case, particularly the nature and manner of the alleged occurrence, the gravity of the offence, recovery of pellets, seizure of the

JCB machine, and the criminal antecedent of the petitioner, this Court is not inclined to grant pre-arrest bail to the petitioner.

7. Accordingly, the prayer for anticipatory bail is rejected.

(Dictated)

**District & Addl Sessions Judge-I
Darbhanga.
24.03.2026**

Date of Order	24.03.2026
Date of Reserving Order	24.03.2026
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