

IN THE COURT OF ADDITIONAL SESSIONS JUDGE-I, GAYA
ANTICIPATORY BAIL PETITION No. 2135/2026

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1. Shamshad Khan S/o Late Yunus Khan
R/o Bhaluahi, P.S.- Wazirganj, District- Gaya
 2. Parvej Khan S/o Late Zakir Khan
R/o Harli Tarli Mahugain, P.S.- Fatehpur,
District- Gaya
 4. Sahzad Khan S/o Yunus Khan
R/o Bhaluahi, P.S.- Wazirganj, District- Gaya

----- Petitioners

VERSUS

The State of Bihar

----- Opposite Party

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24.07.2026

This anticipatory bail application has been filed on behalf of above named accused/petitioners, who are apprehending their arrest, in connection with **Fatehpur P.S. Case No. 120/2026**, for the offences registered **U/s. 191(2), 190, 126(2), 115(2), 110, 352, 351(2)(3) of the B.N.S., pending in the Court of Ld. C.J.M., Gaya.**

2. Heard both the sides on the bail application.
3. Learned defence counsel submitted that prior to this, the petitioners have not filed any anticipatory bail petition before this Court or the Hon'ble Patna High Court. It is further submitted that petitioners are innocent, committed no offence and have falsely been implicated in this case. This case is the counter blast of Fatehpur P.S. Case No. 121/2026 in which the informant and other family members have been made accused. Lastly he submitted that petitioner No 01 & 03 having one criminal antecedent vide Wazirganj P.S. Case No. 498/2025 whereas petitioner No. 2 has no criminal antecedent. Hence, it is prayed for grant the privilege of anticipatory bail to the accused petitioners.
4. Per contra the Ld. A.P.P. appeared on behalf of State opposed the prayer for anticipatory bail.
5. Prosecution case, in brief, as per informant is that on 03.03.2026 at about 4.00 P.M. he along with others were distributing the wages among the labours on the eve of Holi festival, in the meantime due to past enmity, accused petitioners and other co-accused persons armed with rod, garasa, lathi and pistol came while abusing with filthy language and started assaulting with intention to kill them and caused them injuries. They also

threatened the labours for not working on the bhatha, otherwise they would kill them. They used to threaten them for dire consequences.

6. Heard both the parties and perused the material available on record. From perusal, it appears that petitioners are named in the F.I.R. The allegation against the petitioners is that they along with other co-accused persons assaulted informant and other persons and caused them injuries. There is case and counter case between the parties and in the scuffle both parties have received injuries. Ld. Counsel for petitioners who appeared in counter case of this case i.e. Fatehpur P.S. Case No. 121/2026 and stated that he has no objection if anticipatory bail of this accused petitioners are granted by this Court. Petitioners claimed to have clean antecedent vide para 03 of their bail petition.

7. Considering the aforesaid facts and circumstances of the case and other materials on record, this court thinks it fit to grant the privilege of anticipatory bail to the petitioners. Accordingly, it is directed that in the event of their arrest or surrender before the Ld. Court below within a month from the date of this order, the petitioners shall be released on bail on furnishing bail bond of Rs. 10,000/- with two sureties of like amount each subject to the all conditions stipulated u/s. 482 of BNSS.

(Dictated)

Sd/-

(Shashi Kant Ojha)
Addl. Sessions Judge-1, Gaya
24.07.2026