

IN THE COURT OF DISTRICT SESSIONS JUDGE-VI, JAMUI

Regular Bail Petition No. 243 of year 2026

(Arising out of Khaira P.S. Case No. 119/2026)

1. Samsuddin Miyan, S/o- Alijan Miyan

2. Salim Ansari, S/o- Ishak Miyan

All R/o: Village- Hathia Pathar, P.S.- Khaira, Distt.- Jamui

..... Petitioners

Versus

The State of Bihar

..... Opposite Party

For the petitioner : Ld. Counsel Sri P.N. Singh, Advocate

For the informant : Ld. Counsel Sri Rajesh Kumar Singh, Advocate

For the State : Ld. Addl. P.P. Sri Chigu Ravidas

**Present: Manoranjan Kumar Jha,
District & Additional Sessions Judge-VI, Jamui**

Dated:- 19.05.2026

1. The present Bail Petition has been filed on behalf of accused-petitioners namely, **1. Samsuddin Miyan & 2. Salim Ansari**, who are in judicial custody since 30.03.2026 in connection with Khaira P.S. Case No. 119/2026, U/s 126(2), 115(2), 117(2), 118(1), 109(1), 351(2), 352 of B.N.S.

2. The Prosecution case as per FIR in brief is that on 27.03.2026 at about 2:30 p.m., the accused person Ishak Miyan and other having armed with sword, rod and lathi surrounded the informant-Islam Miya gave a sword blow over the head and informant sustained injury and when Sajida Khatun and his son Sakir Ansari came to save Islam Miya then Samsuddin Miyan gave iron-rod blow over the head of wife of the informant, the accused person also assaulted to his son Sakir Ansari. The accused persons went away by giving threatening that if they will lodged a case then the accused persons will kill them.

3. It was submitted by Ld. Counsel for the petitioners that no other bail application has been filed either in this Ld. Court or the Hon'ble High Court Patna except the present one.

4. It was submitted by Ld. Counsel for the petitioners that the genesis of this very case has been suppressed by the informant because the informant being aggressive unloaded about two trailer bricks at the door of the petitioners and when the petitioners opposed, there was free fighting in between them both sides throwing brick against each other. It was also submitted that the accused petitioners have committed no offence and are quite innocent and have been falsely implicated in this case. The petitioners have no any criminal antecedent. Further submitted that all the sections are bailable except Sections 109(1) & 118(1) of B.N.S.

5. On the other hand, Ld. Additional Public Prosecutor and Ld. Counsel for the informant opposed the bail and submitted to reject the same.

6. Heard both the sides and perused the material available on record. The FIR has been registered for the offence punishable U/s 126(2), 115(2), 117(2), 118(1), 109(1), 351(2), 352 of B.N.S. The informant in his re-statement and the witnesses in their statements have supported the case vide para no. 2, 3 and 4 of the case-diary. On further perusal of record, it reflects that the para 50 of the CD is the injury report wherein the

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doctor found injuries on Sabir Miya as lacerated wound on frontal region of skull in left side with clot blood colour in black size 2"x1/4"x1/6" and caused by hard and blunt substance and nature of injury as simple while the injury sustained by Sahida Khatoon as lacerated wound on left perital region of skull size 1.5"x1/4"x1/6" caused by hard and blunt substance and nature of injury as simple. Though there is only specific allegation of assault upon petitioner namely Samsuddin Miyan to cause injury on Sahida Khatoon which does not appear to be vital as per medical report. Further, para 40 of the CD reflects the petitioners are carrying clean antecedent. Moreover, the petitioners are languishing in judicial custody since 30.03.2026.

7. Under the aforesaid facts and circumstances and mainly considering the custody period of the petitioners, a lenient approach can be taken with respect to the petitioner's prayer of Regular Bail. Accordingly, the Regular Bail Petition of the following, the accused-petitioners, namely, **1. Samsuddin Miyan & 2. Salim Ansari**, is hereby **Allowed**. They are directed to be released on bail on furnishing bail bond of Rs. 25,000/- with two sureties of like amount each to the satisfaction of learned court below with the condition that, one of the bailor must be family member/close relative. The petitioner shall also file an affidavit/undertaking with respect to obey the condition as mentioned in section 482(2) of B.N.S.S., 2023.

8. The observation made in the present bail petition order are for purpose of deciding the present petition and do not affect the factual matrix of investigation / trial of the present case, which is separate issue as per law.

9. O/c to send a copy of this order along with Trial Court Record to the concerned Court, at once.

**Sd/-
A.S.J.-VI, Jamui
Dated:- 19.05.2026**