

In the Court of Principal District & Sessions Judge, Jamui,

B.A.No.393/2026

(Arising out of Jamui P.S.Case No.253/2026)

1. Md. Zishan S/o Md. Aftab Alam @ Gabbar aged about 19 years resident of village Mahisouri, P.S. Jamui, District Jamui.

.....**Petitioner**

Vrs.

The State of Bihar.....O.P.

12.6.2026

1. This is a regular bail petition filed on behalf of above named petitioner who is in judicial custody since 28.5.2026 in connection with Jamui P.S.Case No.253/2026 registered for the offence U/s.191(2), 191(3), 190, 126(2), 115(2), 118(1), 109(1), 303(2), and 352 of B.N.S.,and section 27 of the Arms Act pending in the court of the C.J.M.,Jamui.

2. Heard Sri Shyamdeo Singh,the learned counsel for the petitioner and the learned P.P.for the State.

3. The prosecution case, in short, is that the informant Md. Salim has lodged the instant case by way of submitting an application before the SHO of Jamui Police Station alleging therein that on 27.05.2026 at about 5:30 to 6:00 p.m. in the evening, he was at his home, in the mean time, the accused persons namely (1) Md. Imtiyaz (2) Md. Gabbar (3), both sons of late Umar (4) Md. Sahil (5) Md. Zeeshan (petitioner), both sons of Md. Gabbar (6) Md. Aryan, son of Md. Alam after conspiring among themselves came near the house of informant and started abusing them. After hearing their noise, the informant and his elder brother Md. Hashim came out and asked them as to why they are coming to their house and abusing, on which, all the accused persons told to withdraw the Jamui P.S. Case No. 601/25, otherwise they will kill the informant. It is further alleged that the accused persons further stated that they were facing significant difficulties due to this case and had to seek bail from the High Court,and when the informant protested, then Md. Sahil took out a pistol from his waist and fired twice with an intention to spread fear and terror. Thereafter, Md. Imtiyaz attacked on the informant with an iron rod, striking his head causing bleeding injury. Further, Md. Gabbar with an intention to kill the informant, attacked over his brother Md. Hashim with a stick, causing serious injuries to his shoulder and leg. Both brothers were treated at Sadar Hospital, Jamui. It is further alleged that Mohammad Zeeshan (petitioner) forcibly took out Rs. 10,000/- from the pocket of informant, and Md. Aryan started throwing bricks and stones and kicking the informant. After hearing the noise nearby people came there and thereafter the accused persons fled away from there. It is further alleged that the accused persons have illegally installed a water treatment plant in their homes and supply water to the entire market. They scattered garbage

In the Court of Principal District & Sessions Judge, Jamui,
B.A.No.393/2026,(Arising out of Jamui P.S.Case No.253/2026) Md. Zishan, Vrs.State of Bihar, Order dated 12.6.2026

throughout the street, even though there is a government primary school next to the street. Children face significant inconvenience. The informant and the neighborhood have repeatedly warned them against littering, but they are criminals who take the law into their own hands. Number of cases of robbery, assault, harassment etc. are registered different police stations against Md. Gabbar, Md. Sahil. The accused persons are very powerful, arrogant, law breaking criminals.

4. The learned counsel for the petitioner has submitted that the petitioner is innocent and falsely implicated in this case. It is further submitted that there is general and omnibus allegation of assault against the petitioner, and the allegation of taking out the money from the pocket of the informant is super added. The injury report of Md. Salim is available with the case diary, and from perusal whereof, it transpires that the injured has sustained four injuries, and out of that, nature of all the injuries are simple except injury No.4 but the petitioner is not the author of that injury. There is case and counter case between the parties. The informant of this case is relative of the petitioner who is languishing in judicial custody since 28.5.2026.

5. The learned P.P.for the State has opposed the prayer for bail.

6. Considering the aforesaid facts and circumstances of the case and further considering the particular fact that there is no specific allegation of assault against the petitioner, and specific allegation against the petitioner is of taking out Rs.10,000/- from the informant. There is case and counter case between the parties, and the informant is relative of the petitioner, who is languishing in judicial custody since 28.5.2026.

Hence, in view of the aforesaid facts, let the petitioner be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of the learned court below.

(Dictated)

(Satya Narayan Sheohare)

I/c-Principal District & Sessions Judge, Jamui.