

The Court of Addl. Sessions Judge-Ist, Kishanganj
Anticipatory Bail Petition No. - 170 /2026
(Kodhobari P.S. case no. 33/ 2023)

Present : Suresh Kumar Singh II
Addl. Sessions Judge-Ist, Kishanganj

1. Ruksad Alam 2. Ansar Alam

..... (Petitioners)

Vs.

The State of Bihar

..... (Opposite Party)

For the Petitioner	: Sri Uday Kumar Singh	(Advocate)
For the State	: Sri Suren Prasad Saha	(A.P. P.)

21-04-2026 1. Heard learned counsel for the petitioners namely, 1. Ruksad Alam 2. Ansar Alam, who are apprehending their arrest in connection with Kodhobari P.S. case no.-33/ 2023, u/s 323, 341, 379, 354, 307, 504, 506/34 of IPC. Also heard learned P. P. for the State.

2. Prosecution case in brief as per typed application of informant is that on 30.07.2023 at about 02:00 PM a punchayati for land dispute was held at the door of Asamuddin. When punch and other public representative were present. Suddenly all accused person including petitioners started abusing and beating them, at the mean time Md. Akma, attack informant mother on the head with an iron rod with the intention of killing her. Which informant mother got injured and fell on the ground then Md. Negara assaulted and and throw on the ground and took Rs. 25,000/- from informant pocket, then informant along with family flee always from there to save their life.

3. Apart from pleading innocence and false implication learned Counsel for the petitioner submits that the petitioner has not committed any offence. From perusal of the FIR it appear that land dispute between the parties. Police submitted final form agianst the petitioner Naince Khatoon Md. Ansar, Noordana Khatoon, Chamrene Khatoon @ Asgari Begum, Nooman Khatoon, Md. Akhamal, Md. Chatu, Ruksad, Md. Negna and submitted chargesheet against Md. Nasim, Md. Akmal, Najam, Mensar Alam, Aajmera Khatoon U/s 341, 323, 354, 504, 506/34 of IPC but Ld. Court below taken cognizance against the all accused persons u/s 323, 341, 354, 307, 504, 506/34 of IPC. From perusal of the injury report it appears that injury of simple in nature, so section 307 IPC not applicable against the petitioners. From perusal of the case diary there is no ingredient of section 354 IPC, so section 354 o f IPC not applicable against the petitioners also. Co-accused has been granted bail by your honour vide ABP No. 427/2025. All sections are bailable in nature except 354, 307 of IPC. As per para 03 of the bail petition petitioners have clean antecedent.

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4. Learned P. P. has opposed the prayer for bail.
5. From perusal of record it transpires that there is allegation against the petitioner that they in collusion with each other assaulted the informant and his mother. There is allegation against the co-accused Md. Akmal that he assaulted with iron rod on the head of the mother of the informant. From perusal of case diary it transpires that the police has given benefit of 41(A) Cr.P.C. of the some co-accused persons. After investigation the police submitted charge-sheet against accused Md. Nasim, Md. Akmal, Najam, Minsar Alam, Aajmera Khatoon and has not sent for trial the accused namely, Naince Khatoon, Md. Ansar, Noordana Khatoon, Shamrena Khatoon @ Asgari Begum, Nooman Khatoon, Md Akamal, Md Chatu, Ruksad, Md Neginia but learned Trial Court has taken cognizance against all the accused persons for the offence u/s 323, 341, 354, 307, 504, 506/34 of IPC. Injury report of the injured persons are attached with the case diary. From perusal of injury report of Sainisha Khatoon it transpires that she had body ache and abrasion on the head 1''x1/2'' and her injuries has been found simple in nature and from perusal of injury report of Md. Sakil it transpires that he has sustained abrasion over left shoulder 1''x1/2'' and swelling over left forearm. All the injury has been found simple in nature by the doctor. Statement has been made in para 3 of the bail petition that the petitioners have clean antecedent.
6. Considering the aforesaid facts and circumstances, the petitioners namely, Ruksad Alam 2. Ansar Alam are hereby directed to be released on bail in the event of his arrest or surrender within four weeks from of receipt of the copy of this order in learned Trial Court, on furnishing bail bond of the amount of Rs. 10,000/- with two sureties of the like amount to the satisfaction of the learned court concerned subject to the conditions laid down under Section 482 of the BNSS.

Dictated

Sd/-

Suresh Kumar Singh II
Addl. Sessions Judge-1st
Kishanganj

Date of Judgment/Order	21-04-2026
Date of Reserving Judgment/Order	NA
Uploading Date	25-04-2026
Uploaded by	Steno