

The Court of Addl. Sessions Judge-Ist, Kishanganj
Anticipatory Bail Petition No. - 256 /2026
(Kochadhaman P.S. case no. 363/ 2025)

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

1. Shamim @ Shamin Akhtar 2. Sahimuddin

..... (Petitioners)

Vs.

The State of Bihar (Opposite Party)

For the Petitioner	: Sri Nakib Naffer	(Advocate)
For the State	: Sri Suren Prasad Saha	(A.P. P.)

19-06-2026 1. Heard learned counsel for the petitioners namely, 1. Shamim @ Shamin Akhtar 2. Sahimuddin, who is apprehending his arrest in connection with Kochadhaman P.S. case no.-363/2026, u/s 126(2), 115(2), 303(2), 74, 76, 352, 351(2), 3(5) of BNS. Also heard learned P. P. for the State.

2. Prosecution story as per typed report of informant is that on 01.09.2025 while she was quarreling with his neighbour Dilabar on the topic of beating of goat then all of the accused persons including these petitioner entered the informant courtyard and started abused and assaulted and torn her cloths. During the occurrence accused Rani and Sahansabi snatched her gold and silver ornaments. Villagers interrupted on save her. On the basis of typed report of the informant Kochadhaman P.S. Case NO. 363/2025 was registered.

3. Learned counsel appearing on behalf of the petitioner submitted that the petitioner is innocent and he has not committed any offence. Entire allegation alleged in the FIR are totally false, fabricated and concocted. The petitioners are released on P.R. bond U/s 35(3) of BNSS but the Ld. Lower Court below took the cognizance U/s 126(2), 115(2), 303(2), 74, 76, 352, 351(2), 3(5) of BNS and tat the time of cognizance Ld. Trial Court to add Sections 76, and 303(2) of BNS. Ld. Lower of the petitioner further submitted that both the parties have compromised this case and the compromise petition along with permission has been filed in the Ld. Trial Court record and Certified copy of the compromised with permission petition filed along with this bail petition. All the sections are bailable in nature except U/s 303(2), 74 and 76 which are ornamental. The petitioners are ready to abide all the terms and conditions imposed by this Ld. Court. Statement has been made in para 3 of the bail petition that the petitioners have clean antecedent.

The Court of Addl. Sessions Judge-Ist, Kishanganj
Anticipatory Bail Petition No. - 256 /2026
(Kochadhaman P.S. case no. 363/ 2025)

Contd.....2/
19-06-2026

4. Learned P. P. has opposed the prayer for bail.
5. From perusal of record it transpires that there is allegation against these petitioners that they along with other co-accused persons came at the door of the informant and entered in the house and assaulted her. From perusal of record it also transpires that during investigation police has given benefit of section 35 BNSS. After investigation the police has submitted charge-sheet for the occurrence U/s 126(2), 115(2), 303(2), 74, 76, 352, 351(2), 3(5) of BNS against these petitioners. From perusal of record it also transpires that there is no specific allegation regarding U/s 76 BNS against these petitioners. Considering the facts stated above, I am inclined to enlarge the petitioner of bail.
6. Considering the aforesaid facts and circumstances, the petitioner namely, 1. Shamim @ Shamin Akhtar 2. Sahimuddin 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	19-06-2026
Date of Reserving Judgment/Order	NA
Uploading Date	19-06-2026
Uploaded by	Steno