

Korha P.S. Case No. 17/2026
U/S 126 (2), 351 (2), 352 of B.N.S. and 25 (1-B) (a) Arms Act
Accused Name- Md. Saddam
P.O.-Asutosh Rai. A.S.J.-II, Katihar
A.B.P. NO. 179/2026

1

IN THE COURT OF ADDITIONAL DISTRICT & SESSIONS JUDGE-II
DISTRICT-Katihar
(A.B.P. No. 179/2026)

In the matter of

1. Md. Saddam aged about 38 years, S/o Tamizuddin
Above R/o- Baijnathpur Simariya, P.S.- Korha, Distt.- Katihar.

.....**Accused/petitioner.**

Vs

State of Bihar.....Opposite Party.

Korha P.S. Case No. 17/2026

U/S- 126 (2), 351 (2), 352 of B.N.S. and 25 (1-B) (a) Arms Act.

Ld. Advocate for petitioner- Shri Kishor Kumar

Ld. A.P.P. for the State- Md. Azaj Alam

ORDER

02.04.2026- This anticipatory bail petition has been filed on behalf of the accused-petitioner namely Md. Saddam who is apprehending his arrest in connection with aforesaid case.

Heard the Ld. counsel Shri Kishor Kumar appearing on behalf of the petitioner and Ld. A.P.P. Md. Azaj Alam on behalf of the state.

As per written report of the informant namely Md. Dulal, prosecution case in nutshell is that on dated 18.01.2026 at about 06:30 o' clock in evening, accused-petitioner Md. Saddam came at the door of Md. Dulal with scooty and parked the said scooty at the door of informant and by taking country-made pistol he started abusing and threatened to the informant to shoot him. On the noise people of that vicinity ran towards informant's house then having left his scooty Md. Saddam fled away. Further, on telephonic call made on 112 police came and in the course of inquiry two live cartridges laying near the scooty were recovered. Later on, production-cum-seizure list was prepared. Informant has further alleged that with view to cause murder petitioner has come at her door.

On the other side learned counsel for the petitioner has reiterated all the grounds taken in the bail petition and has submitted that the petitioner is quite innocent and has committed no offence at all. The petitioner has been falsely implicated in this case due to land dispute. Nothing material of arms have been recovered from own possession of the petitioner. Korha P.S. Case No.- 207/2025 has been compromised between both the parties. There is a criminal antecedent of the said petitioner which is Korha P.S. Case No.- 207/25. Accordingly, it has been prayed to allow the anticipatory bail petition.

Per contra, Learned A.P.P. has vehemently opposed the prayer for anticipatory bail.

Heard both parties and perused the case record. From perusal of the case record it is evident that, there is allegation against the petitioner that having laced with country-made pistol came at the door of informant and abused him and threatened to shoot out to the informant. But nothing incriminating articles have

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2

been recovered from the possession of accused-petitioner and alleged recovery of two live cartridges have not been made before petitioner.

So having considered the above facts and submissions made by the Ld. Counsel for the petitioner, the instant anticipatory bail petition is hereby allowed and accordingly it is ordered to release the petitioner namely **Md. Saddam** on bail in the case of surrender/arrest within three weeks of this order on furnishing of bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of the learned court concerned subject to the condition as mentioned in the section 482 (2) of B.N.S.S.

**Addl. Sessions Judge-II
Katihar**

Date of order	02.04.2026
Date of Reserving order	N/A
Uploading Date	28.04.2026
Uploaded By	Harshit Raj, Steno, DASJ-II, Katihar