

**IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-III, KATIHAR**  
**ANTICIPATORY BAIL PETITION No. 319/2026**  
**(Arising out of Azamnagar P.S. Case No. 188/2023)**

Obed Alam ... Petitioner

Versus

The State of Bihar ... Opposite Party

**Ld. Counsel for the Petitioner:- Sri Rajiv Kumar Gupta, Advocate**

**Ld. Counsel for the State :- Sri Panchanand Singh, APP**

**Date of hearing/Disposal: 25.04.2026**

**ORDER**

An anticipatory bail petition has been filed on behalf of the accused petitioner namely Obed Alam who is apprehending their arrests in connection with Azamnagar P.S. Case No. 188/2023 for the offences registered U/S 341, 323, 379, 420, 385, 384, 504, 506, 34 of IPC. The copy of the same has been duly served to the Ld. Addl. P.P. for the State.

Heard the Ld. counsel for the petitioner and the learned A.P.P. for the State.

The Ld. counsel of the petitioner have submitted that prior to the present bail application, the petitioner had surrendered and filed a regular bail before the court of the Ld. C.J.M., Katihar on 26.06.2023, whereupon bail was granted. During investigation, the I.O. submitted the case U/s 341, 323, 307, 384, 504, 506/34 of the IPC and Section 27 of the Arms Act. Except the present bail petition, no A.B.P. or B.P. on behalf of the accused petitioner has been filed or moved before this court or before the Hon'ble High Court, Patna. The petitioner is quite innocent and have not committed any offence and he has been falsely implicated in this case. That the petitioner has five other cases pending and in all those cases he is on bail. That the petitioner and the informant are cousin brothers. That the petitioner is already on bail in the earlier FIR. That till date, after cognizance, the petitioner has not received any summons from the Court. The petitioners is local person and no chance of his absconding. The petitioner is ready to furnish local and solvent bailors to the satisfaction of the court. Accordingly, prayed to grant bail.

On the other hand, the Ld. Addl. P.P. vehemently opposed the prayer of A.B.P. filed on behalf of the above named accused petitioner and submitted that the petitioner have committed the alleged offence under well planned manner. Hence, it is requested to reject the petition of the above named accused petitioner.

The case of the prosecution in brief is that the informant md. Meraj @ Pathku, alleged that due to a land dispute and cheating committed by accused Obed Alam regarding ancestral land, the accused persons developed enmity with him and used to threaten him. On 25.05.2023 at about 07:30 PM, while the informant had gone to Bairia Garbhu Tola for collection of graveyard donation, accused Obed Alam and Kachalu arrived on a motorcycle, put a country-made pistol on his temple, demanded Rs. 5,00,000/- (five lakhs) as extortion, and snatched Rs. 50,000/- from his pocket. When the informant

raised his alarm, the accused fired two rounds in the air and fled away. Hence, the present case.

Heard rival submission of the Ld. counsel on behalf of the accused petitioner and the Ld. Add.P.P. for the State and perused the LCR. From perusal of the same, it transpires that the case has been registered for the offence punishable U/S 341, 323, 379, 420, 385, 384, 504, 506, 34 of IPC against the accused persons. Thereafter, petitioner have surrendered before the court of Sri S.C. Nishad, Ld. J.M. 1<sup>st</sup> Class, Katihar and they were released on bail vide order dated 05.08.2025. Upon completion of investigation, charge-sheet has been submitted for the offences U/S 126(2), 115(2), 118(1), 109, 189(2) of the B.N.S. and accordingly, cognizance has been taken for the offence under Section 126(2), 115(2), 118(1), 109(1), 189(2), 352, 3(5) of the B.N.S. The accused have once surrendered and released on bail. There is no evidence of misuse of bail granted to them by the Trial Court.

Hence, considering the aforesaid facts and circumstances and discussions made hereinabove, the above named accused petitioner is directed to surrender before the trial court and learned trial court is directed to pass necessary order in the light of above observation considering the fact that petitioner has not misused the privilege of bail granted to him earlier. Accordingly, the instant anticipatory bail petition stands **disposed of with direction as the bond has never been misused by the petitioner.**

D.A.S.J.- III, I/C, Katihar  
25.04.2026