

IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-III, KATIHAR
ANTICIPATORY BAIL PETITION NO. 564/2026
(Arising out of Amdabad P.S. Case No. 90/2026)

Md. Saidul & Others

... Petitioners

Versus

The State of Bihar

... Opposite Party

Ld. Counsel for the petitioners:-
Ld. Counsel for the State :-

Sri Aditya Kashyap, Advocate
Sri Panchanand Singh, APP

Date of hearing/Disposal: 30.07.2026

ORDER

A regular bail petition has been filed on behalf of the accused petitioners namely (1) Md. Saidul, (2) Md. Moti @ Murtaza and (3) Md. Irfan, who are apprehending their arrests in connection with Amdabad P.S. Case No. 90/2026 for the offences registered U/s 126(2), 115(2), 125(b), 352, 351(2), 351(3), 74, 76, 110, 3(5) of BNS. The copy of the same has already been duly served to the Ld. Addl. P.P. for the State.

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

The Ld. counsel of the petitioners have submitted that no B.P. or A.B.P. on behalf of the accused petitioners have been filed or moved earlier before this court or before the Hon'ble High Court, Patna. The petitioners are quite innocent and have committed no offence and they have been falsely implicated in this case. That the petitioners have no any criminal history. That the compromise has been done between the petitioners and the parties. That offence U/S 126(2), 115(2) are bailable, Section 110, 74, 76 of BNS are added to make the offence non-bailable one. The petitioners are local men and no chance of their absconding. The fact of the matter is that parties have compromised the case and joint compromise petition is on record. That the petitioners are ready and willing to abide by the terms and conditions of Section 482 of BNSS. The petitioners are 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 petitioners and submitted that the petitioners have committed the alleged offence under well planned manner. Hence, it is requested to reject the petition of the above named accused petitioners.

The case of the prosecution, in brief, is that the informant, Bishokha Devi alleged that on 27.03.2026 at about 05:00 PM, while her 15 year old son, Mithun Kumar was cutting grass from her brother-in-law's maize field, the accused persons falsely accused of him of stealing their maize crop. When Mithun protested, the accused abused and assaulted him with fists, kicks and lathis, causing injuries. On hearing the commotion, the informant intervened but was also assaulted. During the occurrence, the

accused allegedly tore her saree and blouse, threw both victims to the ground, assaulted them on various parts of the body and threatened to kill them with a sickle before fleeing. Hence, the present case.

Heard rival submission of the Ld. counsel on behalf of the accused petitioners and the Ld. Add. P.P. for the State and perused the LCR. The present Amdabad P.S. Case No. 90/2026 has been registered U/s 126(2), 115(2), 125(b), 352, 351(2), 351(3), 74, 76, 110, 3(5) of BNS against the accused persons. The allegations arise out of a sudden quarrel without any premeditated intention. Charge-sheet has been submitted against the petitioners and the compromise has been taken place between the parties. All the injuries have been found simple in nature. There is no any criminal history against these petitioners. They are ready to co-operate into trial of this case. There is no chance of absconding or tampering with the evidence by these petitioners.

Hence, considering the above facts and circumstances of the case, the present anticipatory bail petition of the above named accused petitioners are hereby **allowed** and the petitioners in the event of their arrests or surrender **within four (4) weeks of this order**, shall be admitted to bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of the like amount each to the satisfaction of the court.

(Sd/-)

(Sunil Kumar Singh-III)
D.A.S.J.- III, Katihar
30.07.2026