

Barari P.S. case no. 93/2026
U/S 126(2), 115(2), 117(2), 109, 352 of the B.N.S.
Accused Name- Sohrab Ali
P.O.-Asutosh Rai. A.S.J.-II, Katihar
A.B.P. NO. 643/2026

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IN THE COURT OF ADDITIONAL DISTRICT & SESSIONS JUDGE-II

DISTRICT-Katihar
(A.B.P. No. 643/2026)

In the matter of

1. Sohrab Ali aged about 50 years S/o Haji Mohammad

R/o- Vill- Sirkiatta P.S. Barari, District- Katihar

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

Vs

State of Bihar.....Opposite Party.

Barari P.S. case no. 93/2026

U/S- 126(2), 115(2), 117(2), 109, 352 of the B.N.S.

Ld, advocate for petitioner- Shri Md. Shakilur Rahman

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

ORDER

25.05.2026- This anticipatory bail petition has been filed on the behalf of accused-petitioner namely 1. Sohrab Ali who is apprehending his arrest in connection with aforesaid case.

Heard the ld. counsel Shri Md. Shakilur Rahman appearing on the behalf of the petitioner and Ld. A.P.P. Shri Md. Azaj Alam on the behalf of the state.

According to F.I.R. prosecution case in nutshell is that informant to this case namely Faruk Alam lodged a written report before SHO barari alleging therein that on dated 14.04.2026 at about 01:00 O'clock his son namely Musin Ali went at the orchard of accused-petitioner namely Sohrab Ali for playing cricket. Informant has further alleged that with intention to kill his son accused-petitioner assaulted to his son and he got his son fell down by dashing with his motorcycle and got burnt the body of his son by means of the silencer of the said motorcycle. Informant has further alleged that he left his son near the Chaudhary Dharm Kata and fled away. Later on, his son was admitted at C.S.C. Barari for treatment. Informant has further alleged that it is being stated by the accused-petitioner that if the case will be lodged then he may kill them.

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 he has committed no offence and has falsely been implicated in this case. He has further submitted that informant is not an eye witness of the alleged occurrence and all the alleged section of F.I.R. areailable except section 109 of the B.N.S. which is quite imaginary to make the offence. He has further submitted that there is two days delay in the institution of the F.I.R.. Accused-petitioner has no other criminal antecedent. Accordingly, it has been prayed to allow the said anticipatory bail petition.

Per Contra learned A.P.P. submitted that there is specific allegation against the petitioner that with intention to cause murder he assaulted to the informant's son and also committed burn injury on the body of informant's son by the means

of silencer of motorcycle and injury report is also in the support of prosecution case. Further, investigation is still pending against accused-petitioner. Accordingly it has been played to reject the bail.

Heard the both parties and perused the case record from the perusal of case record it is evident that accused-petitioner is the named accused of the F.I.R. and there is allegation against the petitioner that with intention to cause murder, accused-petitioner brutally assaulted to the informant's son and also caused burn injury on the body of informant's son by the means of motorcycle's silencer. Further, injury report is also in the support of prosecution case to the some extent and witnesses of the case diary have also supported the case of prosecution. Moreover, as per para no. 18 of the case diary petitioner has also got criminal history but in para no. 3 of his bail petition petitioner has concealed his criminal history and investigation is still pending against accused-petitioner.

So, having considered the above facts as well as submissions made by Ld. A.P.P., I am not inclined to grant the privilege of anticipatory bail to the aforesaid accused-petitioner. Hence, this anticipatory bail petition filed on behalf of the accused-petitioner namely Sohrab Ali is hereby rejected.

**Addl. Sessions. Judge-II
Katihar**

Date of Order	25.05.2026
Date of Reserving Order	N/A
Uploading Date	03.06.2026
Uploaded By	Prakash Kumar Singh, Steno D.A.S.J.-II, Katihar