

IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-III, KATIHAR
ANTICIPATORY BAIL PETITION NO. 652/2026
(Arising out of Mansahi P.S. Case No. 22/2026)

Md. Najim

...

Petitioner

Versus

The State of Bihar

...

Opposite Party

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

Sri Shambhu Prasad Mandal, Advocate
Sri Panchanand Singh, APP

Date of hearing/Disposal: 04.06.2026

ORDER

An anticipatory bail petition has been filed on behalf of the accused petitioner namely Md. Najim, who is apprehending his arrest in connection with Mansahi P.S. Case No. 22/2026 has been registered for the offence punishable U/S 115(2), 118(1), 117(2), 109, 303(2), 352, 351(2), 351(3), 3(5) of BNS against the accused person. 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 petitioner and the learned A.P.P. for the State.

The Ld. counsel of the petitioner have submitted that 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 has not committed any offence and the allegations levelled against the petitioner is totally false and fabricated. That there is four criminal history against the petitioner. That no incriminating article was recovered from the possession of the petitioner. That there is bona fide land dispute between both the parties. The petitioner and the informant are neighbours. That the petitioner has no concern with the occurrence. 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 has 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 on 20.01.2026, a dispute arose when the informant objected to the measurement of his nephew's land, stating that a title suit regarding the land was pending in Court. Later, while proceeding to Mansahi Police Station, the informant, his nephew and his son-in-law were allegedly intercepted by the accused persons and 15-20 others. The accused allegedly assaulted them with iron rods and illegal firearms, causing a fracture injury to the informant's left knee. It is further alleged that Rs. 45,000/- was snatched from the nephew's pocket during the occurrence. 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 case diary. From perusal of the same, it transpires that the instant Mansahi P.S. Case No. 22/2026 has been registered for the offence punishable U/S 115(2), 118(1), 117(2), 109, 303(2), 352, 351(2), 351(3), 3(5) of BNS against the accused person. The petitioner is named accused of the FIR and there is specific allegations against the petitioner. However, there is no recovery of weapon or stolen money from the petitioner. The injury is not on the vital part of the body. There is a land dispute between the parties and both are neighbours. He is ready to co-operate during investigation and trial. There is no chance of absconding or tampering with the evidence by this petitioner.

Hence, considering the above facts and circumstances of the case, the present anticipatory bail petition of the above named accused petitioner is hereby allowed and the petitioner in the event of their arrest 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/-)

D.A.S.J.-III, Katihar

04.06.2026