

IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-III, KATIHAR
BAIL PETITION NO. 493/2026
(Arising out of Muffassil P.S. Case No. 50/2025)

Md. Jahid

... Petitioner

Versus

The State of Bihar

... Opposite Party

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

Sri Md. Imaranul Haque , Advocate
Sri Akhilesh Singh, APP

Date of hearing/Disposal: 18.05.2026

ORDER

A regular bail petition has been filed on behalf of the accused petitioner namely Md. Jahid, who is in jail custody since 27.02.2026 in connection with Muffassil P.S. Case No. 50/2025 for the offence registered U/S 115(2), 126(2), 109, 352, 351(2), 303(2), 3(5) of the B.N.S. 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 has submitted that earlier no B.P. or A.B.P. on behalf of the accused petitioner has been filed or moved earlier before this court or before the Hon'ble High Court, Patna. The petitioner is innocent and he has been falsely implicated in the present case due to a land dispute. The name of the petitioner is not in the FIR and during investigation, name came up. The named FIR accused has been allowed regular bail vide B.P. No. 301/2025 and B.P. No. 1156/2025 in the Court of A.D.J.-III and B.P. No. 1154/2025 has been allowed bail in the Court of the A.D.J.-III, Katihar. That the petitioner is present at the time of measurement or constructed the boundary wall as the mentioned land. Petitioner is languishing in judicial custody since 27.02.2026. Petitioner is ready and willing to abide by the terms and conditions laid down by this court and there is no chance of his absconding. Petitioner is ready to furnish local and solvent bailors to the court satisfaction. Accordingly, prayed to grant bail.

On the other hand, the Ld. Addl. P.P. vehemently opposed the prayer of 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 informant Md. Ibrar Khan entered into an agreement for purchase a land of Plot No. 2396 under Khata No. 228 situated in Mouza-Bhawara an area of 01 acre 38 decimals. On 24.02.2025, informant went for the measurement of the land. Then accused Md. Salam, Md. Jahid, Md. Mustaque, Md. Safi, Md. Sabir and Sabra Khatoon along with other unknown persons came there armed with weapons and started abusing him. On protest, all accused assaulted the informant with fits and slaps. Then informant's brother came there to save him, Md. Salam also assaulted his brother with rod on the head, due to which he sustained injury and Md. Jahid gave a dabiya blow upon the head of informant's brother due to which he became uncounscious. Md. Mustaque snatched informant's brother golden chain worth Rs. 1,00,000/-. On raising alarm, villagers came. Injured were

admitted to Katihar Medical College for treatment and later Doctor referred to Max-7 Hospital in Purnea. 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 115(2), 126(2), 109, 352, 351(2), 303(2), 3(5) of the B.N.S. against the accused persons. Petitioner is not named in the F.I.R. and there is land dispute between the parties. Charge-sheet has been submitted and cognizance has also been taken against the petitioner. There is no any criminal history against the petitioner. Now, custody is not required for the purpose of investigation and there is no possibility to influence the witnesses. Petitioner is languishing in judicial custody since 27.02.2026. There is no chance of absconding or tampering with the evidence and he is ready to co-operate during trial.

Hence, considering the above facts and circumstances as well as the period of custody, I find it judicious to enlarge the above named accused petitioner on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of like amount each to the satisfaction of the Ld. Court below subject to the condition that one of the bailor shall be the close relative of the petitioner and he will be present before the court on each and every date till the framing of charge.

(Sd/-)

(Sunil Kumar Singh-III)
D.A.S.J.- III, Katihar
18.05.2026