

In the Court of District & Additional Sessions Judge-V

B.P. No.500 of 2026

Barari PS Case no. 95/2026

PO- Dwijendra Kumar

1. Md. Tufail, aged about 32 yrs, S/O- Md. Mustaak
 2. Md. Mustaak, aged about 53 years, S/o- Md. Bilaal
- Both are R/O- Banka Semapur, PS- Barari, District- Katihar

.....Petitioners

Versus

The State of Bihar

.....Opposite Party

Ld. Counsel for the Petitioner:- Kumari Nutan

Ld. Counsel for the State:- Sri Yugal Kishore Yadav, APP

Date of hearing/Disposal: 11.06.2026

Order

1. This regular bail petition has been filed u/s 483 of BNSS on behalf above named petitioners for grant of Regular Bail in connection with Barari P.S. case No. 95/2026 u/s 126(2), 115(2), 118(2), 117(2), 109, 303(2), 351(2), 352 and 3(5) of BNS. Accused/petitioners are in judicial custody since 23-04-2026.

2. The Ld. Counsel for the petitioners has also filed his bail petition stating there in that petitioners are quite innocent having no criminal antecedents and have falsely been implicated in this case. It was further submitted that the informant and the accused applicants are relatives and there is an ongoing land dispute between them, moreover dispute between both parties has reportedly settled/compromised amicably. These petitioners are languishing in custody since 23.04.2026 and Accordingly prayed for grant of bail.

3. Ld. APP while opposing the bail petition submitted that there is allegation against petitioners to assault the informant and his wife with the intention to kill and therefore they do not deserve to be released on bail.

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Continued....
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4. Heard and perused the case record from perusal it is evident that this case has been lodged U/s 126(2), 115(2), 118(2), 117(2), 109, 303(2), 351(2), 352 and 3(5) of BNS. Petitioners are in judicial custody since 23.04.2026. Injury report mentioned in para 47 of the case diary shows that the nature of injuries were simple in nature caused by hard and blunt substance. Moreover a photocopy of compromise petition duly signed by both parties has also been attached by Ld. Counsel for petitioner in bail petition in which they have stated that parties have amicably resolved their dispute and do not intend to proceed with the case further. Therefore considering the above facts and circumstances, and period of custody, let these Petitioners be **enlarged on bail** on their furnishing bail bonds of **Rs. 10,000/- with two sureties** like amount each to the satisfaction of the Court concerned.

Dwijendra Kumar
District & Addl. Sessions Judge-V,
Katihar