

IN THE COURT OF ADDL. SESSIONS JUDGE-II DISTRICT-KATIHAR

(Bail Petition No. 518 of 2026)

In the matter of

1.Md. Danish Quamar, aged about- 30 years, S/o Late Bedha Molavi @ Abdul
R/O- Vill- Baharkhal, P.S.-Azamnagar (Salmari), Distt.- Katihar

-----Accused/Petitioner.

Vs

State of Bihar-----

-----Opposite Party.

Katihar Sahayak P.S. case No.- 405/2026

U/S- 223(b), 318(4), 132, 317(5), 3(5) of the B.N.S.

Learned advocate for Petitioner- Shri Amit Kumar Singh

Learned A.P.P. for the State- Shri Md. Ajaz Alam

ORDER

26.05.2026 This petition for regular bail has been filed on the behalf of the accused namely Md. Danish Quamar who is in custody since 22.04.2026 in connection with Katihar Sahayak P.S. Case No. 405/2026 instituted U/S- 223(b), 318(4), 132, 317(5), 3(5) of the B.N.S.

Heard the learned counsel Shri Amit Kumar Singh appearing on the behalf of the petitioner and learned A.P.P. Shri Md. Ajaz Alam appearing on the behalf of the State and perused the lower court record along with case diary.

According to F.I.R. prosecution case in nutshell is that informant to this case who has stated to be Duputy Superintendent Mandal Kara, Katihar lodged a written report before S.H.O., Sahayak Thana, Katihar alleging therein that an information received that accused petitioner namely Md. Danish @ Danish Quamar who is in custody in ward no. 8 as a trial prisoner by using a mobile phone he is involved in some illegal activities. So on such information on dated 05.04.2026 at about 02:45 O'clock an attmept was made to take search of the said petitioner but he protested. But after applying required force he was closed in high security cell and he was interrogated then he disclosed tht he has received one mobile phone from other prisoner namely Pritam Kumar and by way of said mobile he called someone out of the jail premises. Later on, other prisoner namely Pritam Kuamr Mahto who was in ward no. 15 of said jail was inquired and after one day that is on dated 06.04.2026 one mobile phone was recovered from one bush situated near ward no. 19. Accordingly, F.I.R. was registered against the present petitioner and Pritam Kumar Mahto.

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 has committed no offence at all and he has falsely been implicated in this case due to jail politics. He has further submitted that there is no recovery of mobile from the possession of the accused-petitioner and the petitioner has no concern with the alleged occurrence. He has further submitted that the petitioner was arrested from jail gate Katihar by Katihar police when he was released by jail authority on dated 22.04.2026 in connection with Salmari P.S. case no. 42/2026. He has further submitted that no independent witness has support the prosecution and police has falsely implicated the petitioner in this false case. Accused-petitioner is in custody since 22.04.2026. Accordingly, prayer has been made to allow the bail petition.

Per contra, learned A.P.P. appearing for the state assisted by the learned counsel appearing for the informant has opposed the prayer for bail.

Heard the both parties and perused the case record from perusal of the case record it is evident that nothing has been recovered from the possession of accused-petitioner and it is alleged that said mobile was recovered from one bush situated near ward no. 19 from which accused-petitioner has no concern and he is custody since 22.04.2026.

So having consideration the above facts the bail petition is hereby allowed and it is ordered to release the petitioner namely Md. Danish Quamar, on bail on furnishing of bail bond of Rs. 10,000 with two sureties of the like amount each to the satisfaction of the court.

A.S.J.-II
Katihar

Date of Order	26.05.2026
Date of Reserving Order	N/A
Uploading Date	04.06.2026
Uploaded By	Prakash Kumar Singh, Steno D.A.S.J.-II, Katihar