

Court of Additional Sessions Judge I, Jhanjharpur
A.B.P. No-150/2026
(Phulparas P.S case No- 325/2025 Gr.No.- 1417/2025)
Md. Faiyaz @ Faiyaz Alam Vs. State of Bihar
U/s- 126(2), 115(2), 118(1), 109(1), 303(2), 76, 329(4), 324(4), 3(5) of the BNS.

S.N	Date of order	Order with signature	Office notes as to action taken
1	2	3	4
	11.03.2026	<ol style="list-style-type: none"> 1. This anticipatory bail petition has been filed on behalf of petitioner namely Md. Faiyaz @ Faiyaz Alam, seeking pre-arrest bail in connection with Phulparas P.S case No- 325/2025 Gr.No.- 1417/2025, U/s- 126(2), 115(2), 118(1), 109(1), 303(2), 76, 329(4), 324(4), 3(5) of the BNS. 2. Heard Sri Shashi Bhushan Jha Ld. Advocate, on behalf of petitioner and Sri Indrakant Prasad, learned APP for the state. 3. Ld. counsel of the petitioner has submitted that earlier no any bail petition has been filed on behalf of petitioner either before this Court or before Hon'ble High Court, Patna and petitioner has one criminal antecedent. It is further submitted that petitioner is innocent and has not committed any offence and no occurrence as alleged has taken place. It is also submitted that petitioner has falsely been implicated in this case due to pattidari land dispute and prosecution story is totally false, vague and concocted and there is no specific allegation against the petitioner. It is further submitted that there is case and counter case in between the parties and case has been compromised in between the parties and no case is made out U/s 118(1), 109(1), 76, 303(2) of the BNS against the petitioners. It is also submitted that nothing has been recovered from the possession of the petitioner. Lastly, it is submitted that petitioner is apprehended his arrest in this case, and Ld. Counsel prays to enlarge the petitioner on anticipatory bail. 4. The learned APP opposed the petition and prayed to reject it. 5. The prosecution story in brief is that, informant of this case is Md. Ayub, he has alleged that on 20.07.2025 at 08:30 AM, all the accused persons named in FIR including these petitioners assaulted his family members and Md. Riyaj wrapped the gamchha around the neck of the informant with intention to kill and accused namely Md. Faiyaj @ Pintu has assaulted to the neck of the informant by means of sharp cut weapon, resulted he sustained injury and also took Rs. 3500/- from his pocket and another accused Md. Islam also snatched a golden chain and accused Md. Faiyaj @ Pintu tore the cloths of his wife and attempted to rape with her. Hence, this case. 	
	Contd.....	<ol style="list-style-type: none"> 6. Heard both side at length and perused the case record along with case diary 	

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<p>11.03.2026</p>	<p>and injury report. From perusal it transpires that, on the basis of application given by the informant namely Md. Ayub before SHO Phulparas P.S, this very case has been registered U/s- 126(2), 115(2), 118(1), 109(1), 303(2), 76, 329(4), 324(4), 3(5) of the BNS. against petitioner accused and others. From perusal of the record it also transpires that on 20.07.2025 at about 08:30 AM, accused petitioner along with other co-accused persons assaulted to the family members of the informant in course of that accused Md. Riyaz wrapped gamchha around the neck of the informant with intention to kill and petitioner Md. Faiyaz assaulted to the informant by means of sharp cut weapons, resulted, he sustained head injury and also took Rs. 3500/- from the pocket of the informant and another co-accused persons snatched a golden chain and the petitioner accused also assaulted to the wife of the informant and tore her cloths with intention to rape her and co-accused Mejahidul Islam entered into he house of the informant and damaged the items.</p> <p>From perusal it also transpires that there is specific allegation of assault against the petitioner accused by sharp cut weapons and injury report of the informant shows that an incised wound of 5 cm x 1 cm on top of the scalp and swelling around the injury was seen.</p> <p>7. Thus, considering the aforesaid facts and circumstances as well as discussion made above and specific allegation of assault on vital part of the body, I am not inclined to enlarge the petitioner on anticipatory bail, accordingly, the prayer for anticipatory bail on behalf of petitioner namely Md. Faiyaz @ Faiyaz Alam, is hereby rejected.</p> <p style="text-align: right;">Dictated and Corrected Sd/- (Sushil Kumar Dixit) Addl. Sessions Judge-Ist Jhanjharpur.</p> <p style="text-align: center;">Memo NO..... Date.....</p> <p>Copy of order be sent to the Court of Ld. ACJM-II, Jhanjharpur for information and needful.</p> <p style="text-align: right;">(Sushil Kumar Dixit) Addl. Sessions Judge-Ist Jhanjharpur.</p>	
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