

Court of Additional Sessions Judge I, Jhanjharpur
A.B.P. No-161/2026
 (Ghoghardiha P.S case No- 88/2022)
Md. Gulsher & others Vs. State of Bihar
 U/s- 341, 323, 324, 307, 504, 506, 34 of the IPC.

S.N	Date of order	Order with signature	Office notes as to action taken
1	2	3	4
	02.04.2026	<ol style="list-style-type: none"> 1. This anticipatory bail petition has been filed on behalf of petitioners namely 1. Md. Gulsher, 2. Md. Murtuja, 3. Md. Ajim, who are apprehending their arrest in connection with Ghoghardiha P.S case No- 88/2022, U/s- 341, 323, 324, 307, 504, 506, 34 of the IPC. 2. Heard Sri Kamlesh Kumar Yadav Ld. Advocate, on behalf of petitioners and Sri Indrakant Prasad, learned APP for the state. 3. Ld. counsel of the petitioners has submitted that earlier ABP No. 923/2022 was filed on behalf of petitioner No. 01, which was dismissed besides that no any bail petition has been filed on behalf of petitioners either before this Court or before Hon'ble High Court, Patna and petitioners have no any criminal antecedent and are quite innocent and have not committed any offence. It is further submitted that petitioners have falsely been implicated in this false case, due to dirty village party politics and enmity and nothing has been recovered from the possession of the petitioners and prosecution story is totally false and concocted. It is also submitted that alleged all sections are bailable except U/s 307 of the IPC, which is added to make non-bailable this case and there is case and counter case in between the parties. Lastly, ld. Counsel prays to enlarge the petitioners 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. 	

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Contd.
02.04.2026

Naimuddin, he has alleged that on 15.07.2022 at 06:00 PM, when he was returning his home from Harni Chauk by motorcycle and reached near the house of Md. Gulsher, due to previous enmity some persons tried to stopped him but somehow he escaped from there and after some time all the accused persons named in FIR including these petitioners armed with deadly weapons, reached to his house and abused and badly assaulted him with intention to kill. It is further alleged that in course of that Md. Shamsher, Md. Guljar and Md. Murtuja assaulted the informant by means of iron rod, resulted the informant became injured and when his father came to save, accused also assaulted him, due to which his left wrist got fractured. Hence, this case.

6. Heard both side at length and perused the case record along with case diary and injury report. From perusal of the record it transpires that, on the basis of written application given by the informant victim namely Md. Naimuddin before SHO Ghoghardiha P.S, this very case has been registered U/s- 341, 323, 324, 307, 504, 506, 34 of the IPC bearing FIR No. 88/2022, dated 16.07.2022, against the petitioners accused and others. From perusal of the record, it transpires that it is alleged in FIR, that accused petitioners assaulted to the informant and his father by means of iron rod, resulted they sustained injury and the left wrist of the father of the informant got fractured.

From perusal of the record it also transpires that there is a case and counter case in between the parties and counter case bearing

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Contd.
02.04.2026

Ghoghardiha P.S. Case No. 90/2022 is registered against the informant and others. From perusal of the injury report of the victim informant, it transpire that the injury is found simple in nature, caused by hard blunt substances and the father of the informant did not treated any where. From perusal of the FIR itself it is alleged that the wrist of the father of the informant got fractured but it is surprising that he did not treated any where and petitioners have no any criminal antecedent.

7. Therefore, considering the aforesaid facts as discussed above as well as injury found simple in nature and petitioners have got no any criminal antecedent, I am inclined to enlarge the petitioners on anticipatory bail, accordingly, petitioners namely, **1. Md. Gulsher, 2. Md. Murtuja, 3. Md. Ajim**, are directed that in the event of their arrest or surrender before the Ld. Court below within a period of 21 days from receipt of this order, be enlarged on bail, on furnishing bail bond of **Rs. 10,000/- with two sureties** of the like amount each to the satisfaction of Ld. Court below, as conditions laid u/s 482 of the BNSS.

Dictated and Corrected

Sd/-

(Sushil Kumar Dixit)
Addl. Sessions Judge-Ist
Jhanjharpur.

Memo NO..... Date.....

Copy of order be sent to the Court of Sri S. Rahman JMFC, Jhanjharpur for information and needful.

(Sushil Kumar Dixit)
Addl. Sessions Judge-Ist
Jhanjharpur.

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