

**IN THE COURT OF PRINCIPAL DISTRICT & SESSION JUDGE,
MUZAFFARPUR.**

**Civil Court, Muzaffarpur, Bihar - 842001.
A.B.P. No. 1142/2026 (BRMZ010040202026)
(Arising out of Sahebganj P.S. Case No. 102/2016)
Sarfuddin @ Pathan V/s The State of Bihar**

ABP No.: 1142/2026

FIR No. .: 102/2016

Name of P.S.: Sahebganj.

U/Section.: 302, 201/34 of the IPC.

Dated: 10.04.2026

Present: Sri Ajay Kumar, learned P. P. for the State.

Sri Ravindra Kishore Prasad Singh, learned counsel for the petitioner/accused

- (1) Heard, learned P.P. for the State and the learned Counsel on behalf of the petitioner/accused Sarfuddin @ Pathan, S/o Aash Mohammad.
- (2) The Petitioner is seeking anticipatory bail under section 438 of the Cr.P.C. apprehending his arrest in Sahebganj P.S. Case No. 102/2016 registered under sections 302, 201/34 of the IPC.
- (3) Ld. counsel for the petitioner submits that no other bail petition either regular or anticipatory has been previously moved before this court or the Hon'ble High Court.
- (4) Ld. Counsel for the petitioner submits that petitioner is innocent. Petitioner has got no criminal antecedents. There is delay of five days in lodging of F.I.R. Other five co-accused persons have been granted anticipatory bail in this case by the Hon'ble High Court vide Cr. Misc. No. 44584/2016. The husband and his father have been acquitted vide S.Tr. No. 147/2017.
- (5) The case of the informant is that Safeena Khatoon was married with Tainul Mian eight years ago and due to non fulfillment of demand of dowry by way of cash and motorcycle, the petitioner and other in laws have killed her and buried the dead body.
- (6) The learned P.P. for the state opposed the present anticipatory bail petition.
- (7) On perusal of record as well as submission of ld. P.P., it is apparent that the co-accused including the husband have been granted bail and even acquitted in this case. The petitioner being brother-in-law of the deceased having nothing to do with the deceased or the husband living separately.
- (8) In the given facts and circumstances and the fact that petitioner is a first time offender and no apprehension is shown on part of the prosecution that the accused would flee from justice or commit a similar offence, if released on bail, in the

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event of his arrest or surrender in the court concerned within four weeks from the date of communication of this order, let the petitioner namely, Sarfuddin @ Pathan, S/o Aash Mohammad be released on furnishing a bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned court concerned subject to following conditions:

- The petitioner shall co-operate with the investigating agency as well as in the trial, as and when required.
- The petitioner shall not commit an offence in future.
- The petitioner shall not directly or indirectly make any inducement, threat, or promise to any person acquainted with the facts of the case.
- The petitioner shall not tamper with the evidence-witness in any manner.

Sd/-

**[Shweta Kumari Singh]
Principal District & Sessions Judge,
Muzaffarpur.
10.04.2026**