

Kanhaiya Jee Choudhary
Principal District & Sessions Judge, Purnea
BP No.- 250/2026 (C.I.S. No. 250/2026)
(Arising out of Muffasil P.S. Case No. 265/25)
Md. Nazrul Haque Vs. State of Bihar
Order dated:- 17.03.2026

THE COURT OF PRINCIPAL DISTRICT AND SESSIONS JUDGE, PURNEA
Bail Petition No. 250/2026 (CIS No. 250/2026)
(Arising out of Muffasil P.S. Case No. 265/2025)

IN THE MATTER OF:-

Md. Nazrul Haque, aged about 40 years, S/o Late Islam, resident of
Village- Pipra, P.S. Muffasil, District Purnea Petitioner.

Versus

State of Bihar Opposite Party.

Date of order or proceeding	Order with signature of the court	Office action taken with date
17.03.2026	<p>1. This bail application filed on 06.03.2026, on behalf of the petitioner, namely, Md. Nazrul Haque, who is in judicial custody since 07.12.2025, in connection with Muffasil P.S. case no.- 265/2025 registered for the offence under sections 126(2), 190, 191(2), 191(3), 85, 333, 115(2), 109(1), 324(4), 303(2), 76, 352, 351(2), 125, 308(4) of B.N.S. and added section 103 of B.N.S. is put up for hearing.</p> <p>2. Heard Sri Abhay Kumar, learned counsel for the petitioner as well as Sri A.K.Tiwary, learned P.P. appearing for the State assisted by Sri R.K.Choudhary, learned counsel for the informant.</p> <p>3. The prosecution case, in brief, is that informant's daughter, Sarifun Khatoon was married to Md. Jahangir Alam, son of Md. Hanif, a resident of Pipra village, P.O.- Rautara, P.S. Muffasil Ranipatra, District- Purnea about ten years ago. Informant's daughter has three children. Informant alleges that Md. Hanif and Jahangir Alam used to demand Rs. 2,00,000/- as dowry from his daughter and threatened to kill her. They used to beat her and also tried to kill her by poisoning her. On 27.11.2025, informant's daughter somehow managed to save her life and came to informant's house at night. On 28.11.2025, at 10:00 a.m., all the accused named in the F.I.R. and ten to twelve other individuals by forming an unlawful</p>	

Contd. 17.03.2026	<p>assembly, armed with weapons arrived at informant's residence and started abusing and assaulting him and his family members for non receipt of dowry. Accused Md. Hanif hit informant's wife Sarifun Khatoon on the head with a brick, causing a severe head injury. Accused persons then assaulted informant's nephews namely Aliul and Sitabul, causing head injuries. Aliul, was in a critical condition and was fighting for his life at the National Hospital, Line Bazar, Purnea. Later on, he died during treatment. The informant also alleges that accused persons threw so many bricks, stones, and sticks due to which his asbestos roof was severely damaged and accused Md. Hanif, Jahangir Alam, Tanvir, Nazrul Haque, and Nizam entered his house and stole Rs. 32,000/-, two gold earrings, and approximately 1.5 Bhar of gold, estimated Rs. 2,00,000/- along with other household articles and utensils. He also alleges that accused Nazrul Haque, Nizam and Sarfaraz alias Bunan assaulted his daughter, tore her clothes, and attempted to sexually assault her.</p> <p>4. The learned counsel for the petitioner has submitted that the petitioner is innocent and he has been falsely implicated in this case. It has been further submitted that the alleged occurrence took place on 28.11.2025 at 10 A.M., but the F.I.R. was lodged after two days i.e. on 30.11.2025, and no satisfactory explanation has been given by the informant for delay in lodging the F.I.R. It has been further submitted that the petitioner was not present at the place of occurrence nor he has any concern with the alleged occurrence. Other co-accused persons, namely, Abdul Majid, Matiur Rahman and Md. Sarfraz have been granted bail by the Sessions Judge, Purnea in B.P. numbers 79/26 dated 27.01.2026, 179/26 dated 25.02.2026 and 47/26 dated 27.01.2026 respectively and the petitioner's case stands on similar footing. The petitioner has</p>	
----------------------	---	--

<p>Contd. 17.03.2026</p>	<p>clean antecedent. He is in judicial custody since 17.12.2025. So, prayed for bail.</p> <p>On the other hand, learned P.P. has opposed the prayer for bail of the petitioner.</p> <p>5. I have heard the rival submission of both the parties and perused the case record and case diary. From perusal of the same it appears that the petitioner is named in the F.I.R. with an allegation that on the alleged day of incident, he along with co-accused persons brutally assaulted the informant and his family members because informant's daughter was asked to pay Rs. 2,00,000/- as dowry and the informant did not give it to them. In this case, informant's nephew Aliul was injured on his head while the accused were beating him. Due to the critical condition, he was admitted to National Hospital, Line Bazar, Purnea for treatment, where he died during treatment. There is specific allegation against the petitioner of repeatedly attacking informant's nephew Aliul with a brick and injuring him badly. Witnesses in para 120 and 121 of the case diary have stated that during assault, the petitioner struck Aliul (deceased) on the head with a brick intending to kill him. Said Aliul fell to the ground, bleeding profusely. At the time of the incident, the petitioner and his family members had roamed on the terrace of the house of co-accused Abdul Majid and committed the assault and were pelting bricks and stones at the informant and his family members. And in the course of the incident, the deceased was injured by a brick and then died during treatment. According to the postmortem report of deceased Aliul, head was packed with cotton gauge, 21 stitched wound present over left side of head extending from temporal to occipito parietal region looking like semi circle shaped wound. On dissection of stitched wound scalp was engorged with clotted blood. Fracture of left parietal bone</p>	
------------------------------	---	--

Contd. 17.03.2026	<p>present. Sub arachnoid hemorrhage present in left parietal region and large hematoma present in left fronto parietal region and cause of death is head injury caused due to hard blunt object. It appears that deceased's death was caused by the petitioner repeatedly striking him on the head with a brick with extreme brutality. The act done by the petitioner is serious and heinous nature. Chargesheet has been filed against the petitioner under sections 126(2), 190, 191(2), 85, 333, 115(2), 109(1), 324, 303(2), 76, 352, 351(2), 125, 308(4), 103(1) of B.N.S.</p> <p>6. Under the facts and circumstances as discussed above, I am not inclined to enlarge the petitioner on bail. Accordingly, the prayer for bail of the petitioner, Md. Nazrul Haque is, hereby, rejected.</p> <p style="text-align: center;">(Dictated & corrected by me) sd/- (Kanhaiya Jee Choudhary) Pr. Distt. & Sessions Judge, Purnea.</p>	
----------------------	--	--

Date of Judgment/Order -	17.03.2026
Date of Reserving Judgment/Order -	17.03.2026
Uploading Date -	18.03.2026
Uploaded by -	Dhrubajyoti Lahiri, Stenographer