

IN THE COURT OF 2nd DISTRICT & ADDL. SESSIONS JUDGE, PURNEA
Anticipatory Bail Petition No - 448/2026

CIS No - 448/2026

Arising out of Baisi P. S. Case No. 68/2026

U/s - 191(2), 191(3), 329(3), 115(2), 118(1), 109, 303(2), 351(2), 352 of B.N.S

1. Md. Sarwar@Sarwar, aged 55 yrs, S/o Late Rajjaque.

2. Rukhsana Khatoon, aged 50 yrs, W/o Md. Sarwar.

Both R/o vill Bishari, P.S- Baisi.

District- Purnea, Bihar.

....Petitioner

Versus
State of Bihar

..... O.P

Appearance:

For the prosecution : Sri Rahul Raja, Ld. Addl. P.P.

For the petitioner : Md. Fayaz Alam, Ld. Advocate.

Dated :-07-04-2026

Present :-

Deshmukh

District & Addl. Sessions Judge-2nd, Purnea.

ORDER

1. An anticipatory bail petition, dated 13-03-2026, supported with an affidavit, has been filed on behalf of the above named petitioners in connection with Baisi P. S. Case No. 68/2026, U/s- 191(2), 191(3), 329(3), 115(2), 118(1), 109, 303(2), 351(2), 352 of B.N.S and was pressed today for hearing by the Ld. Counsel for the petitioners. A copy of petition was also served upon to ld. Adl. P.P. Heard Md. Fayaz Alam, learned counsel appearing on behalf of the petitioners, as well as Sri Rahul Raja, Ld. Addl. P.P. for the State.

2. Brief of the case, as per the F.I.R is that, on 17.02.2026, around 6:00 PM, Shabanam, Shahban, Muaaj, Rabri, Nujhat, Md. Sarwar, Rukhsana, Jaivar, Salish, Umair and Chunni had fenced the passage of the informant by TATTI and when the informant objected then they all started assaulting him with lathi and sword and entered into informant house and took away cash of rupees one lakh and silver ornament of 25 bhar and threatened to kill if informed to police. Police was informed and F.I.R was lodged accordingly.

3. Ld. Counsel on behalf of the petitioners submitted that the petitioners are innocent and committed no offence as alleged. There is delayed F.I.R without any cogent reason. The petitioners bears clean antecedent. There is no specific allegation against the petitioners. The above case has been compromised outside the Court and a compromise petition has been filed before the Court below. The petitioners undertake to abide all the conditions which may be imposed on them by the Court. Hence, let the petitioners be granted bail.

4. The Ld A.P.P opposed the prayer of bail.
5. Heard the rival submission and Perused. Attendance filed on behalf of informant and was present physically before the Court. A compromise petition has been submitted by the ld. defence counsel. As per para 35 of case diary, petitioners possess clean antecedent. The petitioner have given undertaking that they will cooperate in trial and will not temper the evidence. In view of the aforesaid facts and circumstances of the case the prayer of anticipatory bail of the petitioners is hereby **allowed**. The above named petitioners are directed to be released on anticipatory bail in the event of their arrest or surrender before the learned Court below within a period of fifteen days from receipt of this order on furnishing bail bond of Rs. 20,000/- (Twenty thousand) with two sureties of the like amount each to the satisfaction of the learned Court below.
6. Copy of the order be sent to the concerned Court of Ld. C.J.M, Purnea.

Dictated
Sd/-
(Deshmukh)
D.A.S.J-IInd, Purnea.