

In the Court of the District & Additional Sessions Judge-II,

Purnea

St. Case No - 543/2025

C.I.S. No- 543/2025

16-10-2025

ORDER

A bail petition, dated 10.10.2025, supported with affidavit, has been filed on behalf of petitioner Md. Naiyar@Md. Mursalim, S/o Sahar Alli, in connection with Jalalgarh P.S case no. 117/25 for the offences U/s 103(1),3(5) of B.N.S, and was pressed today for hearing. A copy of petition was also served upon Ld. Adl. P.P. Heard Sri Badal Kumar Paswan on behalf of the petitioner as well as Sri Rahul Raja, Ld. Addl.P.P for the state.

The Ld. Counsel on behalf of petitioner submitted that the petitioner's name hooked up merely due to village politics and personal grudge of his enemies. There is no specific allegation against the petitioner. It's a land dispute between both the parties. The informant party was forcibly ploughing the field of the accused persons and they murdered Sahar Ali. In that regard a case was lodged. The petitioner is in custody since 13.06.2025, without any fault. Hence let the petitioner be granted bail.

On the other hand Ld. Addl P.P vehemently opposed the prayer of bail and submitted that the alleged offences are serious in nature. Therefore the prayer of bail may kindly be rejected.

Heard both the sides and perused the case record. On perusal of record it was found that postmortem and inquest report is available on record (para 122 of Case Diary). The

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petitioner is F.I.R named and prime accused of the offence. Cognizance is taken against petitioner dated 04.09.2025. Para 2, 3, 12, 13, 26, 113, 114 and 177 of Case Diary provide enough material against the petitioner for the alleged offences. Considering the afforsaid circumstances and nature of offences, this Court is not inclined to grant the petitioners privilege of bail as the chances of tampering the witnesses/evidence can not be denied in the case.

Accordingly the bail petition under consideration is being disposed off as rejected.

Sd/-

(Deshmukh)

**D.A.S.J- 2nd
16.10.2025**