

The Court of 2nd Dist. & Additional Sessions Judge, Bikramganj, Rohtas, Bihar

St. NO. 441/2025

Date of Order or Proceeding	Order with the Signature of the Court	Office action taken with date
24.02.2025	<p>Bail application along with power has been filed on behalf of Petitioner (1) Ajad Miyan @ Ajad Siddiki who is in judicial custody since 16.06.2025 in connection with Rajpur P.S Case no. 84/2025 registered u/s 126(2), 115(2), 118(1), 109, 352, 3(5) of BNS, 2023. The copy of application has been served Ld. A.P.P Bikramganj.</p> <p>Case has been heard and was posted for an order today. Learned counsel for petitioner has submitted that petitioner is innocent and has committed no offence. He further submits that earlier the petitioner is in judicial custody since 16.06.2025. He further submits that the whole prosecution story is absurd and false and a created story for the purpose to create. He is ready to abide all the conditions of bail. Hence his application for bail be allowed.</p> <p>Ld. APP appearing on behalf of State has opposed the bail application. He argued that matter of an application has been registered under sections registered u/s 126(2), 115(2), 118(1), 109, 352, 3(5) of BNS, 2023. Hence, the instant application be rejected.</p> <p>Heard both the parties and perused the record of case and material available on record. From perusal it transpires that that the instant case has been registered on the written application of informant namely Sangeeta Devi. The instant case has been filed against the petitioner and three others for the offence punishable under sections 126(2), 115(2), 118(1), 109, 352, 3(5) of BNS, 2023.</p> <p>The informant alleged that there was a quarrel between the husband of the informant and the petitioner six months ago and later on her husband was sent to judicial custody. It is further alleged that two days before, the petitioner and co-accused Noushad Miyan @ Md. Noushad threatened her husband to kill him. On the fateful day, while the husband of the informant going to Dehri, in the meanwhile, all the accused persons,</p>	

Contd.....
24.02.2026

including the petitioner, surrounded and the petitioner gave several dagger blow, due to which he received serious injury.

There is specific allegation of causing dagger blow against the petitioner Azad Miyan. Only on account of previous enmity, the petitioner has been implicated in this case. It is further contended that earlier the husband of the informant brutally assaulted the co-accused Noushad Miyan, for which the mother of the petitioner lodged Rajpur P.S. Case No. 195 of 2024 and in the said case the husband of the informant was taken to judicial custody, thus a suspicion has been raised about the complicity of the petitioner in the crime. In this case one co accused person has been granted bail vide Cr. Misc. 73440/2005 and the charge has been framed on 28/11/2025. Though the petitioner has criminal antecedence but till date after framing of charge no witness has been examined by the prosecution.

Considering the above enumerated facts and circumstances and taking in to period of detention coupled with the previous enmity, the prayer for bail of the petitioners **stands allowed**.

Let the petitioners be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each with direction that he will present physically on date fixed. One bailor shall be close relative of the petitioner.

(Dictated)

**2nd D & ASJ
Bikramganj**