

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 05th June, 2026

Present:- Dinesh Sharma, Principal District & Session Judge, Saharsa

B.A. No. 325/2026 (Arising out of Nauhatta P.S. Case No. 36/2026)

Md. Ibran

... Petitioner Vs State of Bihar

In the matter of :-

Md. Ibran S/o Md. Kudus

Resident of Bhatarahi, Nauhatta, Ward No. 13, District Saharsa.

....Petitioner

Vs

State of Bihar

.....Opposite Party

Appearance :-

For the Petitioner :- Sri Deepak Kumar, Advocate

For the State :- Sri Krishna Murari Prasad, Ld. P.P.

Date of proceeding	Order with the signature of the court	Office action taken with date
05.06.2026	This bail petition has been filed on behalf of the petitioner namely Md. Ibran S/o Md. Kuddus who is in custody since 23.02.2026 in connection with Nauhatta P.S. Case No. 36/2026 registered under Sections 126(2), 115(2), 85, 303(2), 352, 351(2), 3(5) of BNS, 2026 and Section 3/4 of Dowry Prohibition Act. 2. Heard the arguments of the learned counsel for the petitioner and the learned P.P. for the State. 3. It is submitted by the learned counsel for the accused petitioner that petitioner is in custody since 23.02.2026. It is further submitted that petitioner bears criminal antecedent of one case. It is further submitted that petitioner is quite innocent and has committed no offence and he has falsely been implicated in this case. It is further submitted that petitioner has no manner of concern with the alleged incident. It is further submitted that Section 85 of BNS and Section 3/4 of Dowry Prohibition Act is added to make the case graver and non-bailable. It is further submitted that petitioner is man of means and there is no chance of his absconding or tampering with the evidence and he is ready to furnish sound	

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<u>Cont/2-</u> <u>05.06.2026</u>	sureties to the full satisfaction of the court. Upon these grounds, the learned counsel prays to grant bail to the petitioner. 4. On the other hand, the learned P.P. has vehemently opposed the prayer of bail. 5. Rival submissions considered, Record perused. 6. The prosecution case, in brief, is that the written report of the informant Maiyda Khatun is that on 05.03.2023 her marriage was solemnized with Md. Ibran as per Muslim Customs. As per the capacity her parents has given a glamour motor-cycle worth Rs 1 Lakh, furniture worth Rs. 60,000/- clothes worth Rs. 50,000/- and jewelries worth Rs. 1,50,000/- and also given Rs. 50,000/- as expenses of wedding. After few days of marriage her husband and his family members assaulted with filthy words and started torturing her and demanded Rs. 2 Lakhs and a bullet motor cycle and her in-laws threatened her that if she will not fulfill then the another marriage her son will be solemnized. It is further alleged that her in-law have snatched her jewelries and drove her out from the matrimonial house by catching her hairs. Her husband has illicit relationship with another lady and he has threatened her if she lodge police case then he will divorce her. 7. The petitioner is in custody since 23.02.2026. The offences mentioned in the FIR are triable by learned Magistrate and are compoundable in a maximum imprisonment of five years. Notably the police has given benefit of Section 35(3) of BNS, 2023. The petitioner bears criminal antecedent of one case as mentioned in para 13 of the case diary. 8. Considering the totality of the facts and circumstances a case to grant bail to the petitioner	
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is made out. Resultantly the prayer for bail is **allowed**. The petitioner Md. Ibran be released on bail subject to his furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties in the like amount to the satisfaction of the learned Magistrate where the case is presently pending further subject to the conditions as laid down under Section 480(3) of the BNSS.

(Dictated)

Sd/-

(Dinesh Sharma)

Principal Sessions Judge,

Saharsa

05.06.2026

Date of Judgement/Order	05.06.2026
Date of Reserving Judgement/Order	05.06.2026
Uploading Date	08.06.2026
Uploaded by	Sachin Kumar