

COURT OF DISTRICT & ADDL. SESSIONS JUDGE III, SAHARSA
Present- Chandan Kumar

A.B.A. No.- 595/2026
Arising out of Nauhatta PS Case No.- 120/2025

Md. Poko @ Md. Shaddam @ Md. Povo

Petitioner

Versus

State of Bihar

Opp. Party

Date of order or proceeding	Order with signature of the court	Office action taken with date
20.06.2026	1. The present anticipatory bail application has been filed on behalf of accused petitioners namely Md. Poko @ Md. Shaddam @ Md. Povo apprehending his arrest in connection with Nauhatta PS Case No.- 120/2025 for the offences punishable u/s 191(2), 190, 126(2), 115, 109, 76, 352 and 351(2) of BNS. Put up for hearing. 2. Heard Sri Gopi Krishna, learned counsel for petitione as well as Sadanand Yadav, learned A.P.P. for the State. 3. The case of prosecution in brief as per written information of Matina Khatun, R/o- Nauhatta, Dist- Saharsa is that on 16.06.2025 at about 09:00 PM, she along with her husband and children were at house wherein accused persons namely Mukhtar Bakho, Bechan Bakho, Ramzan Bakho, Shamsheer Bakho along with six to seven unknown miscreants having armed with weapon started abusing her stating her to be 'dian'. Further on being objected accused persons dragged her and also disrobed her, further allegation is that with intention to kill accused Ramzan Bakho gave blow of iron rod on the person of her husband and while trying to escape the attack, he still sustained injury on his	

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Contd. 20.06.2026	hand. 4. Counsel for the petitioner has argued that earlier no bail petition either regular or anticipatory has been filed in this Court or before the Hon'ble High Court. Further it is submitted that petitioner is having one criminal antecedent vide Nauhatta PS Case No.-174 of 2022. Petitioner is ready to furnish the sound sureties to the full satisfaction of the Court. Lastly, it is stated that the petitioner deserve bail. Learned counsel for the defence. Further submitted that co-accused persons have been granted bail vide order dated 24.04.2026 passed in ABA No.-393 of 2026 and submitted that the case of the present petitioner is on better footing. Further he submitted that the allegation against the present petitioner is vague and criminal antecedent should not be the sole ground for rejection for prayer for bail. 5. Learned A.P.P. opposed the prayer for bail. 6. Perused the record. On perusal of the record, it appears that there lies land dispute between the parties and also their lies several cases between the parties. Further petitioner is not named in the FIR and the name of petitioner came in picture during course of investigation, still the allegation against the present petitioner is not specific. Further the injury report of alleged injured shows that Farman has not sustained any external injury while Md. Ismile was having abrasion on nose. So far with regard to injured, Nuriya she has sustained lacerated wound on 1"x1/4" on middle of head	
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Contd. 20.06.2026	but with respect to all these, doctor has opined nature of injury to be simple and the same is also evident from Para-37, 38 and 39 of the case diary. Beside it co-accused persons have earlier been granted bail vide order dated 24.04.2026 in ABA-393 of 2026 and order dated 24.04.2026 in RBA No.-246 of 2026. 7. Considering the facts and circumstances discussed the prayer for pre-arrest bail order of Md. Poko @ Md. Shaddam @ Md. Povo is allowed and it is ordered that in the event of arrest/surrender they will be enlarged on anticipatory bail on furnishing bail bonds of Rs.10,000/-(ten thousand) each with two sureties of the like amount each out of whom one bailor must be a close relative within four weeks of the receipt of this order to the satisfaction of the learned court below subject to the conditions as laid down u/s 482(2) BNSS. (Dictated & corrected by me) Sd/- (Chandan Kumar) Additional Sessions Judge-III	

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