

In the Court of S.M.F. Bari, 1st Addl. Sessions Judge, Saran at Chapra.
ABP no. 1365/2026 (Gaura P.S. case no. 141/2025)
Mister Khan & others versus State of Bihar.
O R D E R

30.6.2026

Heard learned counsel for the petitioners as well as learned Addl. P.P. for the State on anticipatory bail petition of petitioners namely 1. Mister Khan, 2. Munni Begam, 3. Kaida Bibi, 4. Multan Khan who are apprehending their arrest in the above referred case registered u/s 115(2), 126(2), 109, 303(2), 304(4), 76, 352, 351(2), 3(5) of BNS.

FIR of this case has been registered on the basis of complaint petition of the complainant namely Mulnaj Khatoon that 10.6.2025 in the night, the informant was at his house, in the meantime, all the accused petitioners and others came there and started abusing and assaulting to the husband of informant namely Lalu Khan. It is further alleged that with a view to kill the informant's husband, petitioner no. 1 assaulted with iron rod due to which Lalu Khan received injury on his forehead, accused Meraj Khan assaulted Lalu Khan with lathi. When the informant and her other family members rushed for rescue of Lalu Khan, they were also assaulted by the accused petitioners and others. Accused persons torn the clothes of the informant with bad intention, due to which the informant became naked. Accused persons also snatched gold jewelry from the informant. Injured husband of the informant taken to hospital for treatment from where he was referred to Sadar hospital for better treatment.

It is submitted on behalf of the petitioners that they are innocent, they have not committed any offence and have been falsely implicated in this case due to suspicion, both the parties are own pattidars, there is family dispute between them, section 109 of BNS is not attracted against the accused petitioners. no any regular or anticipatory bail petition has been filed by the petitioners in any court of law, petitioners has got clean antecedents, they are ready to furnish sureties as required by the Court. Therefore, it is prayed that the petitioners may be enlarged on bail.

The learned Addl. P.P. opposed the prayer for anticipatory bail.

Perused the record and on perusal of the same, it is found that the petitioner s are named in the FIR with an allegation that they have assaulted the informant's husband. Allegation against petitioner no. 2,3 and 4 are general and omnibus that they have assaulted the informant's husband, but there is specific allegation against petitioner no. 1 that he has assaulted Lalu Khan with iron rod due to which Lalu Khan received injury on his forehead. On perusal of injury report of injured Lalu Khan, it appears that the doctor has also found injury on the forehead of Lalu Khan, thus, it appears that injury report corroborates the allegation against accused petitioner no. 1 Mister Khan that he has assaulted Lalu Khan on his forehead.

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Witnesses in their statements recorded u/s 180 of BNSS. Accordingly, I am not inclined to enlarge accused petitioner Mister Khan on anticipatory bail, hence prayer for anticipatory bail of **petitioner no. 1 Mister Khan is hereby rejected.**

As far as allegation against the petitioner no. 2, 3 and 4 is concerned, it is noted that there is general and omnibus allegation against these petitioner that they have assaulted the informant's family members with lathi and danda. The doctor has also found injuries of the injured persons of this case as simple in nature caused by hard and blunt object. Petitioner no. 2 and 3 are women and petitioner no. 4 is an old and sick person.

Considering the above facts and circumstances of the case, I think it proper to enlarge accused petitioner no. 2 to 4 on anticipatory bail. In the event of their arrest surrender within one month from date of receipt of this order, **accused petitioners namely Munni Begam, Kaida Bibi and Multan Khan are ordered to be released on bail on furnishing bail bond of Rs. 10.000/- with two sureties** of the like amount each to the satisfaction of the learned Court concerned subject to condition laid down u/s 482(2) of BNSS with further condition that the petitioners will co-operate the learned court concerned in early disposal of the case.

(Dictated)

1st Addl. Sessions Judge, Saran.