

In the court of the 1st Addl. Sessions Judge, Sitamarhi.

Anticipatory Bail Petition No. 411/2026

Mohd. Munne and Ors..... Petitioners.

Versus

State of Bihar O.P.

ORDER.

16.05.2026.

1. Heard, learned counsel for the petitioner, **1.Mohd. Munne, 2.Mohd. Shahnaz, 3. Begum Khatun, 4.Zeenat Khatun, 5.Mohammad Naim**, who are apprehending their arrest in connection with Parihar P.S. Case No. 25/2026, registered Under Sections- 115(2), 118(1), 117(4), 118(2), 127(2), 109 and 3(5) of the B.N.S. Also heard the learned Addl. P.P. for the State, the learned counsel for the informant.
2. The prosecution case, in brief, is that the informant namely Hazrati Khatun alleged in her written report that on 05.02.2026 at about 10:00 A.M., while she was constructing her house over her land, the accused persons variously armed with lathi, iron rod and sharp cutting weapons came there and asked the mason to stop the construction work. It is alleged that when the informant protested saying that the Circle Officer had already decided the matter in her favour, the accused persons started assaulting her and caused fracture injury on her left hand. It is further alleged that when her family members namely Abdul Khalif, Abdul Barik, Nemat Khatun, Saif Ali and Mohammad Amir came to rescue her, they were also assaulted and injured. It is also alleged that 10 unknown persons were pelting stones and bricks due to which panic was created and thereafter, on information to Dial-112 police, the accused persons fled away from the place of occurrence.
3. Learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated due to land dispute and village politics. It is further submitted that there is admitted case and counter-case between the parties and petitioner no.2 had earlier instituted Parihar P.S. Case No. 26/2026 against the informant side regarding the same occurrence. It is also submitted that the allegations against the petitioners are omnibus and general in nature and no specific overt act causing injury has been attributed against any particular petitioner. The allegation of stone pelting has been made against an unlawful assembly generally without specifying the role of individual accused persons. It is further submitted that the petitioners have **no criminal antecedent**.
4. Learned A.P.P. for the State opposed the prayer for anticipatory bail.
5. Considering the facts and circumstances of the case, the nature of accusation, the existence of land dispute between the parties, the omnibus nature of allegations, absence of specific attribution regarding assault against any particular petitioner, and

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considering that the occurrence appears to have arisen out of case and counter-case, this Court is inclined to grant privilege of anticipatory bail to the petitioners.

6. Accordingly, let the above named petitioners **1.Mohd. Munne, 2.Mohd. Shahnaz, 3. Begum Khatun, 4.Zeenat Khatun, 5.Mohammad Naim**, be released on anticipatory bail on furnishing bail bond of Rs. 15,000/- (Fifteen Thousand) each with two sureties of the like amount each to the satisfaction of the learned Court below in connection with Parihar P.S. Case No. 25/2026, subject to the conditions as laid down under Section 482(2) of the B.N.S.S.

(Dictated & corrected)

Sd/-

(Rajiv Kumar),

District & Addl. Sessions Judge I,
Sitamarhi.

Dated:- 16.05.2026.