

In the Court of Md. Gheyasuddin District & Addl. Sessions Judge- II

Vaishali at Hajipur,

Mahua PS Case no.-984/2025

ABP no.3148/2025 and ABP no.3149/2025

In the Court of Md. Gheyasuddin District & Addl. Sessions Judge- II

Vaishali at Hajipur,

A. B.P No.- 3148/2025

In the matter of :-

Mohammad Faruk, Aged- 29 years, Son of Md. Muslim @ Mohammad Muslim, R/o
Village- Saidpur Kanhauli, PS-Mahua, Dist-Vaishali **Petitioner**

Versus

The State of Bihar

..... **Opposite Party.**

And

A.B.P No. 3149/2025

Mohammad Akbar, Aged- 33 yrs, Son of Md. Alam @ Darji Alam, R/o Village- Saidpur
Kanhauli, PS- Mahua, Dist-Vaishali, **Petitioner**

Versus

The State of Bihar

..... **Opposite Party.**

ORDER

13.05.2026 The petitioners above named apprehending their arrest in connection with Mahua PS Case no.-984/2025 and hence the instant petition for the grant of anticipatory bail has been filed on their behalf. The above named petitioners have filed the petitions for grant of anticipatory bail in two sets, however, since both the matter relates to the same PS case therefore, for the purpose of convenience the adjudication on the petitions is being made together.

The prosecution case in short is that the informant of this case namely Najiban Khatoon stated in her written application that on 26.09.2025 at about 12:00 PM, her opposition namely (i) Mohammad Akbar, Son of Darji Alam and (ii) Mohammad Faruk,

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Son of Mohammad Muslim along with 5-6 unknown people came with desi katta and did 1 round firing and threatened herr that if Rs. 1 lakh is not given then the house will not be allowed to built. Accordingly, with the said allegation FIR has been instituted.

Learned counsel for petitioners submitted that the petitioners are innocent and they have committed no offence whatsoever as alleged. It is further submitted that allegation as alleged in the FIR is totally false, baseless, concocted and beyond of any truth. It is further submitted that informant and petitioner is neighbor and having property related civil dispute among them. It is further submitted that petitioner is ready to abide the terms and conditions on the points of considering bail. It is at last submitted that petitioner is ready to furnish sound and suitable bailors to the satisfaction of the court. It is therefore prayed that petitioners be admitted to anticipatory bail.

Learned Additional Public Prosecutor opposed the petition and submitted that the accused/petitioners are named in the FIR and there is specific allegation against them is of threatening the informant of giving Rs. 1 lakh by firing one round with dessi katta . As such the bail application of accused/petitioners are fit to be rejected.

From perusal of LCR and Case diary it transpires that the accused/petitioners are named in the FIR and the allegation against them is that they along with 5/6 unknown criminals came having country made pistol and fired and threatened that if you will not give Rs. 1 lakh then they will not allow the construction of the house.

In the above facts, circumstances and also considering the fact that there is vague allegation of firing with country made pistol and no one has sustained injuries and nothing has been recovered from the place of occurrence. The case has been

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compromised between the parties and accordingly compromise petition along with permission petition has been filed on 27.04.2026 which is on the record. The informant Najiban Khatoon appeared before the court and supported the factum of compromise. As such the accused/petitioners are ordered to be enlarged on bail in the event of their arrest or surrender within 30 days from today on furnishing bail bond of Rs 10,000/- each with two sureties of the like amount to the satisfaction of the court below and also in the light of condition laid down u/s 482(2) of BNS.

Dictated

Md. Gheyasuddin
District & Additional Sessions Judge-II
Vaishali at Hajipur.
13.05.2026