

In the court of Sessions Judge, Latehar

Anticipatory Bail petition No. 227/2025

CNR No. JHLT01001222-2025

Hamuj Mian @ Mohammad Amir Hamja.....The petitioner.

Versus

State of Jharkhand..... Opposite party.

ORDER

Present : Sri Lal A.N.Sahdeo, Ld. Counsel for
the petitioner and learned P.P.I/c Sri Om Kumar for the
State.

17.06.2025 This anticipatory bail petition has been
filed on behalf of the accused/petitioner **Hamuj Mian @
Mohammad Amir Hamja**, who is apprehending his arrest
in connection with Latehar P.S. case No.58/2025, registered
u/s 190, 191(1),191(2),115(1),76, 333, 196(1), 352, 351(2)
of B.N.S, pending in the Court of learned A.C.J.M, Latehar.

Heard the learned counsel for the
accused/petitioner and the learned P.P.I/c for the State.

Learned counsel for the accused/petitioner has
submitted that the accused/petitioner is innocent and has not
committed any offence. He has been falsely implicated in
this case. It was submitted that the petitioner was not present
on the spot nor was seen by any one committing the
occurrence. The real fact is that the informant has lodged the
present case i.e. Latehar P.S. case No. 58/25 against the
petitioner only to escape from the case bearing Latehar P.S.
case No. 57/25 lodged by the father of the petitioner against
the informant's party. It was further submitted that there is

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no legal evidence against the petitioner. The entire allegations as levelled against the petitioners are totally false, fabricated and concocted one. All the sections levelled against the petitioner are bailable in nature except section 76 and 333 of B.N.S, which are not at all applicable in this case. The petitioners are respectable person of the society having no criminal antecedent. He is ready and willing to co-operate in investigation and also ready to furnish the sufficient sureties, so he may be granted anticipatory bail.

On the other hand learned P.P.I/c appearing on behalf of the State has vehemently opposed the prayer of the petitioner.

Heard and perused the case record as well as the case diary, it appears that this case has been registered on the basis of computer typed application of the informant, Shila Devi, alleging therein that yesterday on 12.03.2025, at about 09.00 hours in the night, when she was preparing to sleep after taking dinner with her family, then suddenly about 250 men including the accused/petitioner were abusing and pelting stones at her door and extended threatening to kill her son Pradeep Kumar Singh @ Chhotu. When she did not open the door seeing the crowd, they broke the door and forcefully entered into the house and beaten her and her family members. They also misbehaved with her daughter and torn her cloths. Accordingly, the case

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was registered.

Perused the case diary, it appears that the informant in her restatement at para 10 and other witnesses examined at para 11, 12, 13 of the case diary have fully supported the case of the prosecution and named the accused/petitioner for being involved in the alleged crime. Para 42 of the case diary depicts that the petitioner has got criminal antecedents. The petitioner is named in the F.I.R and there is specific allegation against him in committing the alleged offence, which is very serious in nature. Investigation is still going on.

Considering the above facts and circumstances, nature and gravity of the offence, at this stage when investigation is going on, I am not inclined to grant anticipatory bail to the accused/petitioner **Hamuj Mian @ Mohammad Amir Hamja**. Hence, his prayer for grant of anticipatory bail is hereby rejected.

(Dictated)

(Manoj Kumar Singh)
ID No. JH0396
Sessions Judge,
Latehar.

