

IN THE COURT OF 8th DISTRICT & ADDL. SESSIONS JUDGE, PURNEA.

Anticipatory Bail Petition No.-185/2026

CIS No.-185/2026

Arising out of Baisi P.S Case No - 08/26

U/s –191(2)/126(2)/115(2)/118(1)/109/303(2)/75/352/351(2) of B.N.S

- 1- Md. Arbaz S/o Mukhtar Age 30 years
- 2- Parwez @ Parwaz S/o Mukhtar age 33 years
- 3- Muktar @ Muktar Alam S/o Late Satabul Age 45 years
- 4- Hasrati @ Husrati W/o Mukhtar Age 30 years
- 5- Khalil S/o Sk. Rohil age 55 years
- 6- Fekua @ Md. Shamsir S/o Late Raja @ Md. Razzaque age 35 years
- 7- Imtiyaz S/o Khalil Age 30 years
- 8- Jairun @ Jahrun Khatoon W/o Parwez age 26 years

All resident of Village Minapur-Diya, Ward No. 06

Dist-Purnea Petitioners

Versus

State of Bihar

..... O.P

Appearance:

For the prosecution : Sri Raveesh Kumar, Ld. Addl. P.P.

For the petitioners : Sri Sonu Kumar, Ld. Advocate.

Dated :-19.02.2026

Present :-

Subhash Chandra

District & Addl. Sessions Judge 8th, Purnea.

ORDER

1. An Anticipatory Bail petition was filed on behalf of the above named petitioners arising out of Baisi P.S case no.08/26, involving offences U/s –191(2)/126(2)/115(2)/118(1)/109/303(2)/75/352/351(2) of B.N.S, copy of which was also served upon Id. Adl. P.P.

2. Prosecution story in nutshell as per the written report of the informant Kamrul Nisha, aged 40 yrs, R/O- Minapur, P.S.-Baisi, Purnea is that on dated-05/01/26 at about 3 P.M. Arbaz scattered the heap of firewood (Jalawan) & was about to set the firewood shed on fire. In the mean time when the informant tried to oppose him then he assaulted her with "lathi" and sword as a result of which she sustained fracture to her hand & injuries to her head & back. Subsequently, all the accused persons assembled there & threatened to kill her if case was registered by her against them. They also assaulted her four daughters, grand daughter & forcibly snatched her phone.

3. The Id. defence counsel submitted that the petitioners are innocent and have committed no offence as alleged and they have been falsely implicated in this case. It has been further submitted that the petitioners have been falsely implicated in this case by the informant. Further submitted that no bail petition either A.B.P or regular has been filed earlier on behalf of the petitioners in this court or before the Hon'ble High Court, Patna. On these ground, it has been prayed to grant of anticipatory bail to the petitioners.

4. The Ld A.P.P vehemently opposed the prayer of anticipatory bail and submitted that the allegation against the petitioners is serious in nature therefore, the anticipatory bail petition may be rejected.

5. From the perusal of the case record it transpires that the accused persons are named in the FIR & FIR is u/s–191(2)/126(2)/115(2)/118(1)/109/303(2)/75/352/351(2) of B.N.S, in which sec 109, 303(2), 118(1), & 75 is non bailable & serious in nature. **Further is transpires from the perusal of the injury report as mentioned in para no. 23 of the case diary that the victim, informant Kamrul Nisha sustained injury over the parietal region of scalp and there was also grievous injury over her shaft of alna. Moreover it is evident from the evidence of witness in para no. 7,8,9 & 10 that the witnesses have supported regarding the involvement of the accused persons in the alleged occurrence of assault by**

"lathi", "danda" by forming unlawful assembly. Hence, I am not inclined to enlarge the petitioners on bail. Accordingly, anticipatory bail petition of the accused persons is hereby **rejected**.

6. Copy of the order be sent to the concerned court.

Petition disposed off accordingly.

(Dictated)

Sd/

(Subhash Chandra)

8thDistrict & Addl. Sessions Judge, Purnea.

19.02.2026