

In the Court of Sessions Judge, Supaul
B.A.-595/2026
(Arising out of Pratapganj PS Case No:-66/2026)

	Md. Hasim, S/o- Md. Hafiz, R/o- Ghatha Gobindpur, Ward No.10, PS- Pratapganj, District- Supaul; Accused/Petitioner Vs. State of Bihar O.P.	
<u>12/08/26</u>	Ld. Counsel for petitioner Sri. Sudhir Kumar Jha, Advocate. Ld. APP Md. Abu Jaffar, for the State. By this order this court is going to dispose off the bail application filed on behalf of accused/ petitioner, namely Md. Hasim, who is in judicial custody since 13.07.2026 in connection with Pratapganj P.S. Case No.66/2026, u/s- 126(2), 115(2), 118(1), 109, 76, 303(2), 324(4), 352, 351(2), 351(3), 3(5) of BNS. Ld. counsel for the accused/ petitioner submitted that accused/ petitioner is quite innocent and has committed no crime and he has falsely been implicated in this case due to dirty village politics. He further submitted that accused/ petitioner is also involved in three more cases. He further submitted that the offence as alleged in FIR is not applicable against the accused/ petitioner. It is also submitted that the accused/ petitioner is in judicial custody since 13.07.2026 and no useful purpose would be served by keeping the accused/ petitioner behind the bar. Ld. APP for the State strongly opposed the prayer of bail application. In brief, the prosecution story is that on dated 15.03.2026 a written application was given by the informant namely Bibi Gulshan to the police of PS Pratapganj, stating therein that her daughter is studying in Middle School at Ghatha and the son of Md. Hasim namely Ibraj is also studying in the said school. The informant further alleged that on 12.03.2026 at about 11:00 A.M, Ibraj has pushed her daughter upon the stairs, thereby her daughter has sustained injury. After getting this information, the Devar of informant namely Azad Alam has gone to the school and pacified the matter and thereafter he was returning to his house and when he reached near the house of Md. Hafij, then 14 accused persons named in FIR including this accused/ petitioner being armed with deadly weapon forcibly stopped him and started assaulting him by kick and fist. When the informant and other family members tried to save Azad Alam, then accused Md. Hasim assaulted Md. Shamdad on his head by iron-rod, thereby he sustained injury on his head and blood was started oozing. Accused Md. Noor Alam put the informant on the ground and torn her clothes and accused Md. Hafiz also assaulted her by farsa on her head, thereby she sustained injury on head. Accused Md. Noor Alam assaulted Md. Salauddin on his leg by Dabiya and Md. Kasim also assaulted Md.	Contd.

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Najmul by stick. The accused Md. Najim also snatched the golden chain from Md. Azd Alam worth of Rs.1,60,000/- and accused Bibi Sabrun also snatched the silver chin from the neck of the informant. The injured persons were taken to DMCH, Darbhanga for treatment.

Argument heard from both sides and perused the case diary. Admittedly, the accused/ petitioner is in judicial custody since 13.07.2026. On going through the case diary, it transpires that the police also recorded the statement of the witnesses namely Md. Rajjak and Md. Nijam and they have duly supported the contention of the informant. On going through the injury report of the injured persons namely Md. Samshad, Bibi Mubina, Bibi Gulshan, Md. Saukat and Md. Afroz, the doctor has opined the nature of injury of all the injureds as simple. As per para No.41 of the case diary, the accused/ petitioner is also involved in three other criminal cases, but he is on bail in that cases. Though as per FIR, there is specific allegation against this accused/ petitioner for causing injury to the injured Md. Shamshad on his head, but the doctor has opined the nature of injury as simple. Though the investigation of this case is going on and the accused/ petitioner is in judicial custody since 13.07.2026 and no useful purpose would be served by keeping the accused/ petitioner behind the bar.

Hence keeping in mind the period of custody as well as nature of injury, I find that the accused/ petitioner is inclined to be enlarged on bail. Therefore, the bail application, filed on behalf of accused/ petitioner, namely Md. Hasim stands **Allowed** on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Court below.

Dictated
-Sd-
(Dr. Rakesh Kumar Singh-I)
Sessions Judge, Supaul