

IN THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No.9683 of 2025

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Sekh Alimuddin @ Sk Alimuddin, aged about 26 years, son of
 Sekh Barik, Resident of Village Madanpur, P.O. and P.S.-Nirsa
 (MPL), District-Dhanbad

.....Petitioner

Versus

The State of Jharkhand

.....Opp. Party

CORAM: HON'BLE MR. JUSTICE SANJAY PRASAD

For the Petitioner : Mr. R.S. Mazumdar, Sr. Advocate
 For the State : Mr. V.K. Vashistha, Spl.P.P

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Order No.04/16th February 2026

1. The present Bail Application has been filed on behalf of the petitioner for grant of regular bail, who is in custody since 02.08.2025 in connection with Nirsa (MPL) P.S. Case No.414/2025 instituted for the offences under Section 115(2), 118(1), 126(2), 127(2), 351(2), 109(2), 76, 191(1), 191(2) of BNS.
2. Heard learned Senior Counsel for the petitioner and learned APP.
3. Learned Senior Counsel for the petitioner submitted that the petitioner is innocent and has not committed any offence. It is submitted that there is a case and counter case between both the sides and relatives of the petitioner has also instituted counter case bearing Nirsa (M.P.L.) O.P. No.415 of 2025 for the offences under Sections 115(2), 118(1), 126(2), 127(2), 351(2), 191(2), 191(1) and 76 of BNS, 2023. It is submitted that there is allegation of assaulting the injured Shekh Hazibul (i.e. husband of the Informant) on his head against the petitioner and one another co-accused namely Saukat. It is submitted that the petitioner is ready to compensate the injured i.e. Shekh Hazibul (i.e. husband of the Informant) for the injuries sustained by him to the extent of Rs.50,000/-. It is submitted that the petitioner is in custody since

02.08.2025 i.e. for more than six (06) months and hence he may be enlarged on bail.

4. On the other hand, learned Spl.P.P has opposed the prayer of bail of the petitioner. It is submitted that there is direct allegation against the petitioner and another co-accused Saukat for assaulting on the head of the injured due to which Shekh Hazibul (i.e. husband of the Informant) sustained grievous injury on his head. It is submitted that in paragraph 3, 7, 8, 9, 10, 11, 12 of the case diary the witnesses namely Asirun Khatoon i.e. the Informant, Ahima Bibi, Ajrina Khatoon, Shekh Sukur Ali, Shekh Sohrab, Shekh Hasibul and Nur Alam respectively have supported the prosecution case. It is submitted that the injuries sustained by the injured Shekh Hazibul (i.e. husband of the Informant) are grievous in nature and hence the prayer of bail of the petitioner may be rejected.

5. Having heard learned counsel for both the sides and from perusal of the records of this case, it appears that there is direct allegation against the petitioner and one another co-accused Saukat by assaulting the injured on his head by hammer due to which Shekh Hazibul (i.e. husband of the Informant) had sustained grievous injury on his head.

6. It appears that there is a case and counter case between both the sides and the accused side had also instituted Nirsa (M.P.L.) O.P. No.415 of 2025 against the Informant and others namely Shekh Babar and Shekh Atikur for assaulting the petitioner and for outraging the modesty of two victim females (name not disclosed in the light of Judgment of Hon'ble Supreme Court of India).

7. It appears that the injured has sustained nine (09) injuries on his person including two (02) head injuries.

8. Considering the facts and circumstances of this case and

also considering the custody of the petitioner and also considering the fact that the petitioner has voluntarily agreed to pay Rs.50,000/- to the injured Shekh Hazibul (i.e. husband of the Informant), the petitioner namely Sekh Alimuddin @ Sk Alimuddin is directed to be released on bail, on furnishing bail bonds of Rs.15,000/- with two sureties of the like amount each, to the satisfaction of Sri Rajiv Kumar Singh, learned Judicial Magistrate, First Class, Dhanbad or/his Successor Court in connection with Nirsa (MPL) P.S. Case No.414/2025 subject to the condition that one of the bailors must be own relative of the petitioner and also subject to the condition that the petitioner shall deposit Rs.50,000/- before the learned Court below at the time of furnishing the bail bond towards the Victim Compensation and the said amount shall disbursed to the victim namely Shekh Hazibul (i.e. husband of the Informant) by the learned Court below on filing such an application and they may be informed by Para Legal volunteers, Dhanbad in consultation with learned Secretary, DLSA, Dhanbad.

9. Let it be clarified that the petitioner has himself volunteered to pay Rs.50,000/- and this amount of Rs.50,000/- will be in addition to the victim compensation amount which may be paid to the injured persons at the time of conclusion of trial.

10. Accordingly, the Bail Application no.9683 of 2025 is allowed.

11. Let a copy of this order be sent to the learned Court below as well as and learned Secretary, DLSA, Dhanbad for the needful.

(Sanjay Prasad, J.)