

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50260 of 2025

Arising Out of PS. Case No.-87 Year-2025 Thana- BARGAINIA District- Sitamarhi

Ali Akhtar S/o Shekh Rafik @ Mohammad Rafik @ Shekh Rafiq R/o Village-
Barwa Tola, Ward No. 3, P.S.- Bairgania @ Bairganiya, Dist.- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Santosh Kumar, Advocate

For the Opposite Party/s : Mr. Pranav Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

2 11-08-2025 Heard Mr. Santosh Kumar, learned counsel for the
petitioner and the State.

2. The petitioner is in custody in connection with
Bairgania P.S. Case No. 87 of 2025 for the offence punishable
under Sections 126(2), 115(2), 74, 109, 352, 351(2) and 3(5) of
the BNS lodged on 04.05.2025 by the informant, Husneaara.

3. As per the prosecution story, the informant alleged
that as the goat has entered the field of the petitioner, her
daughter went to take her back when it is alleged that Ali Akhtar
(petitioner herein) started abusing, mishandling and outraged
her modesty. When the informant intervened, allegation is that
the accused persons came armed variously and assaulted. The
allegation against this petitioner is assaulting on the head and
gave second blow as a result, she fell down.



4. Learned Sessions Judge observation records that the injury on the hand led to fracture and has been brought in the category of grievous.

5. Though learned counsel for the petitioner tried to impress upon this Court the innocence, learned APP submits that it is not a case of single blow rather the petitioner gave second blow which is on record and the injury sustained by the informant has been found to be grievous in nature, in that background, this Court is not inclined to extend him the privilege of bail.

6. The bail application stands rejected.

(Rajiv Roy, J)

Adnan/-

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