

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69163 of 2025

Arising Out of PS. Case No.-108 Year-2025 Thana- MATIHANI District- Begusarai

Md. Hibjul @ Md. Hibjul Rahman S/o Md. Siraj @ Md. Shiraj R/o Village-
Khorampur, Basmatiya Tola, Chhitraur, PS- Matihani, District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sandip Kumar Gautam, Advocate

For the Opposite Party/s : Mr. Nityanand Tiwary, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 07-10-2025 Heard Mr. Sandip Kumar Gautam, learned counsel for the
petitioner and Mr. Nityanand Tiwary, learned APP for the State.

2. The petitioner seeks bail in connection with
Matihani P.S. Case No. 108 of 2025 instituted for the offence
under Sections 126(1), 115(2), 351(2), 352, 109(1) & 3(5) of the
Bharatiya Nyaya Sanhita, 2023.

3. The prosecution case, in brief, is that the informant
alleged that on 10.06.2025, while he and his son were passing
near Mintu Poddar's house, petitioner and Md. Dilawar @
Kaila, armed with weapons, surrounded and abused them. It is
alleged that petitioner attacked the son of the informant with a
knife on his chest, thigh, and back with intent to kill, causing
serious injuries.



4. It has been submitted on behalf of the petitioner that the petitioner is in custody since 12.06.2025. Petitioner bears two criminal antecedents, as per disclosure made in paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. Learned counsel for the petitioner submits that though it is alleged that petitioner has assaulted the son of the informant by means of knife, but injury is found to be caused by hard and blunt substance. Learned counsel submits that there is old enmity between the parties, due to which petitioner is implicated. Police upon completion of investigation has submitted charge sheet in this case.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner and charge sheet being submitted, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail, ***after framing of charge, if not already framed***, on furnishing bail bonds of Rs. 15,000/- (Fifteen Thousand) with two sureties of the like



amount each to the satisfaction of Court below/concerned Court in connection with Matihani P.S. Case No. 108 of 2025, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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