

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15650 of 2026

Arising Out of PS. Case No.-112 Year-2025 Thana- Arwal District- Arwal

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Jasim Ahmad @ Jashim Alam S/O Lt Shafiq Iraqi @ Shafique Eraky Resident
Of Village - New Arwal, P.S- Arwal, Dist.- Arwal

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr.Nitya Nand Neeraj
	Ms.Kumari Anjani Sinha
For the Opposite Party/s :	Mr.Ahmad Ali, APP

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CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR
ORAL ORDER

2 12-03-2026 Heard the learned counsel for the petitioner and

learned Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in connection with Arwal P.S. Case No. 112 of 2025, F.I.R dated 19.03.2025 registered for the offences punishable under Sections 126(2), 115(2), 118(1), 109, 351(2), 352 & 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. According to prosecution case, the informant, Mohammad Akhtar Hussain, submitted a written application before the S.H.O., Arwal, and alleged that in front of his house, the petitioner attacked him with the intention to kill. It is further alleged that the petitioner first struck him on the head with a thick iron rod, causing him to fall unconscious. Thereafter, he again assaulted him on his right shoulder and arm with a deadly



weapon. On the arrival of neighbours, the accused fled away. The informant was taken to the hospital by police, where he received treatment and remained in a serious condition for three days, after which the FIR was lodged.

4. Learned counsel for the petitioner submits that after the alleged incident, the police is said to have taken the informant to the hospital but as per the allegations levelled in the First Information Report, the reasons for delay in recording the First Information Report is not explained and injuries, which is said to have been caused to the informant have been found simple in nature.

5. Learned APP for the State opposes the prayer for anticipatory bail application.

6. Considering the fact that the delay in causing registering the First Information Report is found unexplained and no proper steps be taken and injuries made to the informant is found to be simple in nature and the petitioner has clean antecedent. Accordingly, this Court is inclined to grant the privilege of anticipatory bail to the petitioner.

7. Let the petitioner, above named, in the event of his/her arrest or surrender before the Court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the



satisfaction of the learned C.J.M., Arwal in connection with Arwal P.S. Case No. 112 of 2025, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure / Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita and with other following conditions:-

(i) one of the bailors should be the family member/relative of the petitioner(s) who shall provide official document to show his/her bona fide;

(ii) the petitioner(s) shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his/her/their bail bond by the Trial Court itself;

(iii) the petitioner(s) shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(iv) the petitioner(s) shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of their bail bonds.

(Ajit Kumar, J)

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