

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22637 of 2026

Arising Out of PS. Case No.-30 Year-2025 Thana- ARRABARI District- Kishanganj

Shekh Azam @ Azam S/O Shekh Jauvad @ Shekh Januyad R/O Village-
Siswa Purvi Shahbad Tola, P.S- Banjariya, District- East Champaran
(Motihari).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajeev Ranjan, Advocate

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

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 07-04-2026 Heard Mr. Rajeev Ranjan, learned counsel for the

petitioner as well as Mr. Ajit Kumar, learned Additional Public

Prosecutor for the State.

2. Petitioner seeks bail who is in custody since
09.10.2025 in connection with Arrabari P.S. Case No. 30 of
2025, F.I.R. dated 08.10.2025 for the offences punishable under
Sections 118(2), 126(2), 115(2), 109, 352, 3(5) of the Bharatiya
Nyay Sanhita, 2023.

3. According to prosecution case, the informant was
informed on phone that petitioner along with other accused
persons inflicted knife blow on her son due to which her son got
injured and later he was taken to hospital for treatment. When
the informant came to Kishanganj on 08.10.2025 and met her



son in Family Nursing Home.

4. Learned counsel for the petitioner submits that petitioner has clean antecedent and he has falsely been implicated in the present case. The allegation levelled against the petitioner is false and fabricated. Informant is not the eye witness of the alleged occurrence and specific allegation of assault is attributed against co-accused, namely, Saddam Hussain, who has been granted the privilege of bail by co-ordinate Bench of this Court vide order dated 25.02.2026 in Cr. Misc. No. 5337 of 2026. He further submits that the police after investigation submitted the charge sheet against the petitioner and the petitioner is in custody since 09.10.2025.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid facts and circumstances, petitioner has clean antecedent and specific allegation of assault is attributed against co-accused who has been granted the privilege of bail by co-ordinate Bench of this Court, let the petitioner, above named, 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 Sessions Judge, Kishanganj in connection with Arrabari P.S. Case No. 30



of 2025, subject to the following conditions:-

i. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

ii. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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