IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76446 of 2026

CNR No. BRHC011116082026

Arising Out of PS. Case No.-140 Year-2026 Thana- JAMOBAZAR District- Siwan

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1. Sahjad Alam @ Sajjad Hussain, Son of Shahid Ali
2. Tamanna Khatoon @ Tamanna Parveen @ Tarana Parveen, Daughter of Shahid Ali
3. Suffiya Naz, Daughter of Sajjad Hussain @ Sahjad Alam
4. Khadija Begam @ Khadijan Bibi @ Khadijan Begam, wife of Shahid Ali
Resident of Village- Bhada Khurd, Police Station- Jamo, District- Siwan.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mrs. Shyamli Kumari, Advocate
For the Opposite Party/s : Mr. Bhanu Pratap Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH

ORAL ORDER

2 05-11-2026 Heard Mrs. Shyamli Kumari, learned counsel appearing on behalf of the petitioners and Mr. Bhanu Pratap Singh, learned APP for the State.

2. The petitioners seek pre-arrest bail in connection with Jamo Bazar P.S. Case No. 140 of 2026, registered for the offence punishable under Sections 126(2), 115(2), 118(1), 117(2), 109, 352, 351(2), 351(3) and 3(5) of the BNS.

3. As per the allegation made in the FIR, the petitioners along with other accused persons, with an intention to kill, had allegedly assaulted the informant and her family

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members.

4. Learned counsel appearing on behalf of the petitioners submitted that petitioners are innocent and they have falsely been implicated in the present case. Both the parties, who are next door neighbour, were involved in a dispute with respect to littering of drainage water, due to which, an altercation took place and both the sides entered into fierce fight and in the self-defence, petitioners may have caused some injury to the informant side, without intention. Injuries sustained by the informant side are opined by the doctor to be simple in nature. Petitioners have clean antecedent. On these grounds, petitioners seek to be released on pre-arrest bail.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Having heard the rival submissions made on behalf of the parties, as well as, having perused the allegation made in the FIR, I find that both the parties, who are next door neighbour, were involved in a dispute with respect to littering of drainage water, due to which, an altercation took place and both the sides entered into fierce fight and in the self-defence, petitioners may have caused some injury to the informant side, without intention. Injuries sustained by the informant side, as

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per the impugned order, are opined by the doctor to be simple in nature. Petitioners have clean antecedent. I am of the opinion that petitioners have, *prima facie*, made out a case to be released on pre-arrest bail.

7. The petitioners, above named, are directed to be released on pre-arrest bail, in the event of their arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned District Court where the case is pending, in connection with Jamo Bazar P.S. Case No. 140 of 2026, subject to the condition as laid down under Section 482(2) of the BNSS.

8. **The learned District Court is directed to verify the criminal antecedent of the petitioners as stated in paragraph no. 3 of the bail application. If any other case is pending against the petitioners as what has been stated in paragraph no. 3, this order will lose its force automatically.**

(Purnendu Singh, J)

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