

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76993 of 2025

Arising Out of PS. Case No.-141 Year-2025 Thana- SAHEBPUR KAMAL District-
Begusarai

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Md. Raja @ Md. Aurangjeb S/o- Md. Suddub @ Md. Saood @ Md. Saoob @
Sawood Resident of Village- Panchveer, P.S- Sahebpur Kamal, District-
Begusarai Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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with

CRIMINAL MISCELLANEOUS No. 77062 of 2025

Arising Out of PS. Case No.-141 Year-2025 Thana- SAHEBPUR KAMAL District-
Begusarai

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Md. Salman Son of Md. Firoj Resident of Village - Panchveer, P.S.- Sahebpur
Kamal, District - Begusarai (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

(In CRIMINAL MISCELLANEOUS No. 76993 of 2025)

For the Petitioner/s : Mr. Bindhyachal Singh, Sr. Advocate
Mr. Piyush Parasar, Advocate
Mr. Amrit Kumar, Advocate

For the Opposite Party/s : Mr. Ram Sevak Choudhary, APP
(In CRIMINAL MISCELLANEOUS No. 77062 of 2025)

For the Petitioner/s : Mr. Bindhyachal Singh, Sr. Advocate
Mr. Piyush Parasar, Advocate
Mr. Amrit Kumar, Advocate

For the Opposite Party/s : Mr. Ram Priya Sharan Singh, APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

- 411-02-2026
1. Heard learned counsel for the parties.
2. The petitioners have preferred this application for grant of regular bail in connection with Sahebpur Kamal P.S. Case no.141 of 2025 registered under sections 103(1), 303(2)



and 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. As per the prosecution case, the informant states that as a result of land dispute, the seven named accused persons including the two petitioners herein came and started to assault his aunt (phua). The panchayati was to take place on 17.5.2025. It is further stated that all the accused persons were found assaulting her as a result of which she died.

4. Learned Senior counsel appearing for the petitioners submits that the petitioners have been falsely implicated in the case. Even as per the allegations in the FIR while Md. Raja is said to have caught hold of the rope, Md. Salman is said to have caught hold of the hand. There is no explanation for the delay in reporting the matter and lodging of the FIR and while the occurrence is said to have taken place at 7 a.m., information was given at the police station which was just 4 k.m. away at 3.30 p.m. The post-mortem report does not support the prosecution case. Learned Senior counsel has taken the Court through the averments made in paragraph nos.13, 14 and 15 of the case diary. It is further submitted that co-accused Noor Saba Khatoon and Begam Khatoon have been enlarged on bail vide order dated 8.12.2025 passed in Cr. Misc. no.56196 of 2025. The petitioners are in custody since 17.7.2025 and undertake to



cooperate in the trial.

5. The application for bail is opposed by learned A.P.P. for the State and learned counsel for the informant. Learned counsel for the informant submits that there is direct allegation against the petitioners in the FIR of having assaulted the aunt (phua) of the informant leading to her death. It is further submitted that the application for bail of co-accused Md. Raju @ Md. Shahjahan has been rejected vide order dated 14.11.2025 passed in Cr. Misc. no.75958 of 2025.

6. Having heard learned counsel for the parties and taking into consideration the allegation against the petitioners in the FIR, both the petitioners having been named therein and specific overt act having been alleged against them leading to death of aunt (phua) of the informant together with the rejection of bail of co-accused Md. Raju @ Md. Shahjahan vide aforesaid order dated 14.11.2025, the Court is not inclined to enlarge the petitioners on bail and the application is rejected.

7. Learned trial Court is directed to expedite the trial.

(Partha Sarthy, J)

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