

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.733 of 2026

Arising Out of PS. Case No.-221 Year-2021 Thana- BHAGWANPUR HAT District- Siwan

Fazal Hussain @ Tinku Hussain S/O Raham @ Rahman @ Shekh Rahman
Resident of village- Balha Ali Mardanpur P.S.- Bhagwanpur Hat, Dist.- Siwan
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Kumari Anupam, Advocate

For the Opposite Party/s : Mr. Damodar Prasad Tiwary, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 18-02-2026 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 341, 323,
324, 379, 504 and 506/34 of the Indian Penal Code.

3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and the informant
alleges that on account of dispute relating to children, Sheikh
Shahrukh assaulted Sheikh Gulam Kausar by knife and repeated
the blow thrice causing injury on his chest and petitioner
assaulted the mother of Sheikh Gulam Kausar by knife causing
injury on her chest. It is next alleged that Sheikh Saddam
snatched chain and ear-ring worth Rs.75,000/- from the
informant's sister-in-law and the women accused took away
ornaments and cash.



4. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case by the informant. It is further submitted that on account of dispute amongst children the occurrence is alleged to have taken place. It is next submitted that Bhagwanpur Hat P.S. Case No. 232 of 2021 has been instituted against the informant and others.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner and submits that petitioner is alleged to have assaulted the mother of Gulam by knife causing injury and the injury has been opined to be grievous as would manifest from the order impugned. It is further submitted that the case is of the year 2021 and the petitioner at his leisure in year 2026 has moved before this Court seeking anticipatory bail. It is next submitted that Sheikh Shahrukh @ Shahrukh Ali @ Sheikh Sharukh had approached this Court seeking anticipatory bail by filing Cr. Misc. No. 24372 of 2022 and the same came to be rejected by an order dated 09.11.2022.

6. Considering the submissions made by the learned A.P.P. for the State, the Court is not inclined to extend the privilege of anticipatory bail to the petitioner in connection with Bhagwanpur Hat P.S. Case No. 221 of 2021 pending in the Court of learned Judicial Magistrate, 1st Class, Siwan/Successor



Court.

7. Hence, the prayer for anticipatory bail is rejected.

8. Let a copy of this order be sent to the
Superintendent of Police, Siwan for his perusal.

(Satyavrat Verma, J)

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