

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.91111 of 2025

Arising Out of PS. Case No.-498 Year-2025 Thana- WAJIRGANJ District- Gaya

Md. Sabbir Alam @ Sabir Alam @ Md. Sabir Alam S/O Md. Sadik Khan @
Saddik Khan R/O Village- Tipau, P.S- Wazirganj, Dist.- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr. Bhaskar Shankar, Advocate
For the State	:	Mr. Uma Shankar Prasad Singh, APP
For the Informant	:	Md. Murad Ashraf, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 10-02-2026 Heard learned counsel for the petitioner, learned
A.P.P. for the State and learned counsel for the
informant/Opposite Party No. 2.

2. Petitioner apprehends arrest in a case registered for
the offences punishable under Sections 191(2), 191(3), 190,
126, 115(2), 117(1), 118(1), 109, 103(1), 352 and 351(2) of the
Bharatiya Nyaya Sanhita.

3. As per F.I.R., it is alleged that this petitioner, along
with other named accused persons, assaulted on the head of
maternal uncle of the informant by means of *Gadasa* as a result
of which, he died during course of treatment.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has committed no offence. Allegation



of assault is general and omnibus and no specific accusation of overt act has been alleged against this petitioner. Petitioner claims clean antecedents.

5. On the other hand, learned A.P.P. for the State and learned counsel for the informant/Opposite Party No. 2 have vehemently opposed the prayer for grant of bail of the petitioner and submitted that petitioner is named in the F.I.R. with specific accusation that he, along with other accused persons, assaulted uncle of the informant as a result of which, during course of treatment, he died.

6. Considering facts and circumstances of the case, fact that petitioner is one of the assailant of the deceased and gravity of offence, the prayer for grant of anticipatory bail to the petitioner is rejected.

(Prabhat Kumar Singh, J)

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