

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53231 of 2021**

Arising Out of PS. Case No.-120 Year-2015 Thana- BIRPUR District- Supaul

Md Tehseen @ Md Tehseen Ahmad @ Tahseen Ahmad S/o Md. Ashafaque Ahmad R/o Ibrahimpur, P.O. Jichho, Police Station Sabaur and District Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeev Verma
For the Opposite Party/s : Mr. Shailendra Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 17-05-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner apprehends his arrest in Birpur P.S.
Case No.120 of 2015, registered for the offences punishable
under Sections 420, 465, 466, 468 and 471 of the Indian Penal
Code.

The petitioner is said to have obtained the job on the
basis of forged appointment letter.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. It is further submitted that the petitioner had been
granted anticipatory bail in the year 2016, but he could not
surrender within the stipulated period due to his illness. It is
submitted that out of 19 accused persons, 18 accused persons
have been granted anticipatory bail. It is lastly submitted that



the petitioner has got no criminal antecedent as stated in paragraph-3 of the bail application.

Learned APP for the State opposed the prayer for anticipatory bail of the petitioner.

Taking into consideration the fact that the petitioner had been granted anticipatory bail in the year 2016, but he could not surrender before the learned court below till date, I am not inclined to enlarge the petitioner on anticipatory bail.

Accordingly, the prayer for anticipatory bail of the petitioner is rejected.

However, if the petitioner surrenders before the learned court below within a period of four weeks from today and seeks regular bail, the learned court below shall consider the prayer for regular bail of the petitioner preferably on the same day without being prejudiced by this order taking into consideration the fact that the petitioner had earlier been granted anticipatory bail and other co-accused persons have also been enlarged on anticipatory bail.

(Anjani Kumar Sharan, J.)

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