

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57420 of 2022

Arising Out of PS. Case No.-59 Year-2022 Thana- HABIBPUR District- Bhagalpur

MD. IMRAN ZAKI @ BANTY Son of Md. Zaki Ahmad Resident of Village
- Chambelichak, Police Station- Habibpur, District - Bhagalpur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Praveen Kumar

For the Opposite Party/s : Mr.Tarun Prasad Mandal

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 20-12-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner undertakes to
remove the defects within three weeks.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 420, 467,
468 and 471 of the Indian Penal Code pending in the learned
Court below.

Allegation against the petitioner is that he has sold the
Airtel SIM on the basis of forged documents.

Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. He submits that there is no specific overt act against the
petitioner. He submits that the said SIM is not activated by the



company and petitioner is a retailer of the Airtel Company. He further submits that petitioner has no criminal antecedent as stated in para-3 of this application.

Per contra, learned APP for the State vehemently opposing the bail petition submitted that the allegations levelled against the petitioner are serious in nature, hence he does not deserve anticipatory bail.

Considering the facts and circumstances of the case, I am not inclined to enlarge the petitioner on bail in connection with Habibpur P.S. Case No.59/2022. Accordingly, his prayer for anticipatory bail is hereby rejected.

The petitioner is directed to surrender before the learned Court below, the same shall be considered by the learned Court below on the same day without being prejudiced by this order considering the fact that there is no specific overt act against the petitioner.

(Anjani Kumar Sharan, J)

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