

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58913 of 2025

Arising Out of PS. Case No.-50 Year-2025 Thana- Baijnathpur District- Saharsa

Md. Firoz @ Firoz Alam S/o Rahmatullah Resident of Village- Dhanchhoha,
P.S.- Baijnathpur, District- Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amarnath Jha

For the Opposite Party/s : Mr. Rabindra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 10-09-2025 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State, Shri Rabindra Kumar.

2. The petitioner apprehends his arrest in connection
with Baijnathpur P.S. Case No. 50 of 2025 registered for the
offences punishable under Sections 126(2), 115(2), 117(2), 109,
303(2), 308(2), 74, 352, 351(2) and 3(5) of the Bharatiya Nyaya
Sanhita.

2. Learned counsel for the petitioner submits the
informant alleges that her husband has two wives, from first
wife there are four children including the petitioner, further her
husband retired from government service and built a house of
ten rooms, out of which four rooms are used by the first wife
and rest of the rooms are being used by the informant, further on
21-4-2025 the petitioner along with Seema, Khusbu and Nazima



came and all the accused assaulted her and petitioner threatened that if she wants the property then she will have to give 20 lakhs.

3. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case by the informant. It is next submitted that from perusal of the allegation as alleged in the FIR, it would manifest that the dispute is civil to which a criminal colour has been given. It is further submitted that informant herself alleges that out of ten rooms, she is using six rooms. It is next submitted that since the informant intends to capture the entire house, as such an altercation had taken place and the allegation of assault is alleged only to give serious colour to the case.

4. Learned APP, Shri Rabindra Kumar, vehemently opposes the anticipatory bail application and submits that informant is step-mother of the petitioner and petitioner carries antecedent of eight serious cases and allegation is of assaulting and threatening given by the petitioner along with his family members. It is also submitted that if privilege of anticipatory bail is granted to the petitioner, the petitioner may abscond.

5. Considering the submissions made by the learned APP and also taking into account the fact that petitioner has



antecedent of eight cases, the Court is not inclined to extend the privilege of anticipatory bail to the petitioner.

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

(Satyavrat Verma, J)

Sumit/-

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