

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61367 of 2025

Arising Out of PS. Case No.-1005 Year-2021 Thana- NAWADAH COMPLAINT CASE
District- Nawada

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Imran Bhuikhari @ Mohammad Imran @ Md Imran Bhukhari Son of Md. Shamshudin Resident of Isha Nagar, Naya Tola (Near Baitul Karim Masjid), Police Station - Phulwari Sharif in the District of Patna at Present Resides at Sabajpura (Near Sarf Factory), C/O Joha House, Police Station - Phulwari Sharif in the District - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr.Kundan Kumar Sinha
For the State	:	Mr.Tarun Prasad Mandal
For the Complainant	:	Mr.Sheo Kumar Prasad

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 17-12-2025 Heard learned counsel for the petitioner, learned A.P.P. for the State and learned counsel for the complainant.

2. The petitioner apprehends arrest in connection with Complaint Case No. 1005 of 2021, punishable for the offence under Sections 420, 406, 120(B), 323, 504 and 506 of the Indian Penal Code.

3. At the outset, learned counsel appearing on behalf of complainant raised preliminary objection on the maintainability of bail petition and pointed out that petitioner is evading process of court that has been declared absconder. Thereafter, process of Section 82 /83 of the Cr.P.C. has been initiated against him to ensure his appearance in the Court and



as such, petitioner is not entitled to the relief of anticipatory bail. Reliance is placed to the several decisions of the Supreme Court, rendered in the case of:

- (a) **Lavesh v. State (NCT of Delhi) (2012) 8 SCC 730,**
- (b) **State of MP v. Pradeep Sharma (2014) 2 SCC 17, and**
- (c) **Prem Shankar Prasad v. State of Bihar 2021 SCC OnLine SC 955).**

4. Considering the aforesaid development and judgment of the Supreme Court, the application, filed for grant of anticipatory bail to petitioner, stands dismissed as not maintainable.

(Prabhat Kumar Singh, J)

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