

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75532 of 2025

Arising Out of PS. Case No.-333 Year-2024 Thana- BARARI District- Katihar

Md. Azad Ansari S/O Hamid Ansari @ Abdul Hamid Ansari Resident of
Village- Bari Kajra, P.S- Barari, Distt.- Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Suresh Prasad Sah, Advocate
For the State : Mr. Rajendra Nath Jha, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 18-11-2025 Heard Mr. Suresh Prasad Sah, learned counsel for
the petitioner and Mr. Rajendra Nath Jha, learned APP for the
State.

2. The petitioner is apprehending his arrest in
connection with Barari P.S. Case No. 333 of 2024, F.I.R. dated
21.11.2024 registered for the offences punishable under Section
310(2) of B.N.S. and later on Section 317(3) of B.N.S. was
added and Section 25(1-B) A, 26, 27, 35 of the Arms Act.

3. The F.I.R. of the occurrence of snatching money is
against unknown.

4. Learned counsel for the petitioner submits that the
petitioner has clean antecedent and he has been falsely
implicated in the present case. He further submits that the
petitioner is not named in the F.I.R. and the name of the



petitioner has been transpired during investigation on the basis of confessional statement of apprehended co-accused person, namely, Sujit Kumar and Rizabul Ansari and except the confessional statement of apprehended co-accused person, namely, Sujit Kumar and Rizabul Ansari, no other cogent material has come during investigation to suggest the involvement of the petitioner in the present occurrence.

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

6. Considering the facts and circumstances of the case and the fact that the petitioner having clean antecedent and the petitioner is not named in the F.I.R. as well as the name of the petitioner has been transpired on the basis of confessional statement of apprehended co-accused persons, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate 1st Class, Katihar in connection with Barari P.S. Case No. 333 of 2024, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure/



Section 482(2) of BNSS, 2023 and with other following conditions :-

(1) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witness, in that case, the prosecution will be at liberty to move for cancellation of bail.

(3) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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