

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4961 of 2026

Arising Out of PS. Case No.-112 Year-2025 Thana- JOGSAR District- Bhagalpur

Md. Razi S/o- Md. Mukhtar Resident of Village- Sahjangi Police Station-
Habibpur, Dist- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dr. Manoj Kumar, Advocate

For the Opposite Party/s : Mr.Shahabuddin Azeem @ S. Azeem, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 04-02-2026 Heard learned Counsel for the petitioner and learned
APP for the State.

2. The petitioner who apprehends arrest in connection
with Jogsar P.S. Case No. 112 of 2025 lodged on 13.05.2025,
for the offences punishable under section 304 of the Bharatiya
Nyaya Sanhita, 2023.

3. As per the prosecution, the FIR has been lodged
against two unknown accused persons alleging that they
snatched the mobile phone of the informant.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. The
petitioner is not named in the FIR. During the course of
investigation, the police apprehended two persons who
confessed their guilt. In the confessional statement, co-accused
Md. Nadeem disclosed that he had sold the snatched mobile



phone to the petitioner. Learned counsel further submits that the petitioner purchased the said mobile phone from co-accused Md. Nadeem in good faith and was not aware that the mobile phone was a snatched property. Although the antecedent of the petitioner is not clean, as he is accused in one other case, he has already been granted bail in the said case.

5. Learned APP for the State vehemently opposes the prayer for bail and submits that the petitioner is involved in one more criminal case.

6. In this background, this Court is not inclined to grant bail to the petitioner. Accordingly, the prayer for bail of the petitioner in connection with the aforementioned case, pending before the learned Chief Judicial Magistrate, Bhagalpur is hereby rejected.

7. However, if the petitioner surrenders before the Trial Court within six weeks from today, the Trial Court is directed to pass an order on his surrender-cum-bail application on the same day, without being prejudiced by the fact that the petitioner's anticipatory bail has been rejected by this Court.

(Dr. Anshuman, J)

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