IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20747 of 2026

CNR No. BRHC010286042026

Arising Out of PS. Case No.-50 Year-2022 Thana- AURANGABAD TOWN District- Aurangabad

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Md. Sagir Alam @ Sadhir Alam S/o- Late Ahmad Hussain @ Kallu Mistri R/v- Tikri Mohalla Ps- Aurangabad Town Dist- Aurangabad

... ... Petitioner/s

Versus

1. The State of Bihar Bihar
2. Sohrab Alam Son of Late Ahmad Hussain @ Kallu Mistri Resident of Tikri Mohalla, P.S. - Aurangabad Town, Aurangabad

... ... Opposite Party/s

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with

CRIMINAL MISCELLANEOUS No. 22843 of 2026

CNR No. BRHC010286042026

Arising Out of PS. Case No.-50 Year-2022 Thana- AURANGABAD TOWN District- Aurangabad

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Md. Alamgir Son of Late Ahmad Hussain @ Kallu Mistri Resident of - Tikri Mohalla, P.S.- Aurangabad Town, District - Aurangabad (Bihar)

... ... Petitioner/s

Versus

1. The State of Bihar Bihar
2. Sohrab Alam s/o- ahmad Hussain@Kallu Mistry Vill-Tikari Muhalla P.S.- Town Aurangabad , Dist- aurangabad

... ... Opposite Party/s

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Appearance :
(In CRIMINAL MISCELLANEOUS No. 20747 of 2026)
For the Petitioner/s : Mr. Aman Vishal, Advocate
For the Opposite Party/s : Mr. Thakur Brajesh, Advocate
For the State : Mr. Nand Kishore Prasad, APP
(In CRIMINAL MISCELLANEOUS No. 22843 of 2026)
For the Petitioner/s : Mr. Aman Vishal, Advocate
For the Opposite Party/s : Mr. Thakur Brajesh, Advocate
For the State : Mr. Narsingh Tanti, APP

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CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR

ORAL ORDER

6 20-11-2026 Heard the learned counsel for the petitioners and

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learned Additional Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in connection with Aurangabad Town P.S. Case No.50 of 2022, F.I.R dated 03.02.2022 registered for the offences punishable under Sections 420, 406, 468 and 34 of the Indian Penal Code.

3. According to prosecution case, based on the written statement of the informant, Sohrab Alam, who alleged that his family had opened two joint bank accounts with Axis Bank on 16.08.2019. He subsequently discovered that Md. Alamgir and Md. Sagir Alam had fraudulently withdrawn Rs.24,99,071/- and Rs.25,20,041/-, respectively, through online transactions during 2021, without the knowledge or consent of the informant and his family members. It is further alleged that they had opened other bank accounts using the same KYC-registered mobile number to generate online credentials and facilitate the withdrawals, with the involvement of a bank employee. Despite issuing a legal notice to the bank, the alleged misappropriation has affected the medical treatment of the informant's father.

4. Learned counsel for the petitioners, by referring to the mediation report dated 05.11.2026, submits that the issues have been settled and both the parties have agreed to accept the amounts in terms of the settlement arrived between them, which

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fact has not been denied by the learned counsel for the O.P. No.2

5. Learned APP for the State refers to mediation report for consideration of the prayer for anticipatory bail application, however, Mr. Thakur Brajesh, learned counsel for the O.P. No.2 does not dispute the submission made by the learned counsel for the petitioner.

6. Considering the aforesaid facts and circumstances that the issues have already been settled and the amount which is payable to the O.P. No.2 is accepted in terms of the settlement arrived between them, as is referable from the mediation report dated 05.11.2026. Accordingly, this Court is inclined to grant the privilege of anticipatory bail to the petitioners with a direction that the Court concerned shall accept the bail bonds in terms of the settlement arrived between the parties and accordingly, appropriate terms may be stipulated while extending the privilege of anticipatory bail to the petitioners.

7. Let the petitioners, above named, in the event of their 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/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Aurangabad, in

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connection with Aurangabad Town P.S. Case No.50 of 2022, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure / Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita and with other following conditions:-

(i) one of the bailors should be the family member/relative/known of the petitioner(s) who shall provide official document/personal affidavit to show his/her bona fide;

(ii) the petitioner(s) shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his/her/their bail bond by the Trial Court itself;

(iii) the petitioner(s) shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(iv) the petitioner(s) shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of their bail bonds.

(Ajit Kumar, J)

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