IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51591 of 2026

CNR No. BRHC010713642026

Arising Out of PS. Case No.-344 Year-2022 Thana- COMPLAINT CASE - PATNA CITY District- Patna

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Md. Safi Ahmad son of Md. Murtuja Resident of Village- Gulista Apartment, Gasha tola Lane, Ps- Sultanganj, Dist- Patna

... ... Petitioner/s

Versus

1. The State of Bihar
2. Md. Quim Ansari Son of late Md. Nizam Resident of Village- Popular Bachcha Band Pir Baba Mazar Sharif, Campus, Ps- Sultanganj, Dist- Patna

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Nishant Kumar Sinha
For the Opposite Party/s : Mr.Raj Ballabh Singh

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH

ORAL ORDER

5 29-10-2026 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a complaint case punishable for the offence under Section 406, 504 of the Indian Penal Code.

3. The complainant alleged that petitioner, who had been entrusted with the management of a Waqf Board shop rented to him, fraudulently obtained Rs. 86,000/- in the name of the Waqf Board and Rs. 40,100/- as rent for the period from November 2016 to March 2018. Informant further alleged that petitioner misappropriated the amount without depositing it with

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the Board and, following a dispute over the same, threatened the informant with forcibly evicting him from the shop and demanded Rs. 1,00,000/- as extortion. Despite complaints to the authorities and legal notice, the petitioner allegedly continued to threaten and intimidate the complainant.

4. Learned counsel for the petitioner submits that petitioner is quite innocent and has committed no offence. Present case has been filed only due to personal grudge and reason that petitioner, being Secretary of the Waqf Board, told the complainant to vacate the shop premises. There is no chit of paper to substantiate the allegation made in the complaint petition. The complainant himself has stated that he is tenant in the shop premises since 2011 and despite expiry of the agreement, he is still occupying the shop in the premises. After termination of the tenancy, the complainant never paid any rent to the Board. Moreover, the dispute is purely civil in nature. Petitioner claims clean antecedent.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the aforesaid facts and circumstances, in the event of arrest/surrender before the Court below within a period of eight weeks from today, let the above named petitioner

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be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Patna City (Patna) in connection with Complaint Case No. 344 of 2022, subject to condition as laid down under Section 438(2) of the Cr.P.C. / Section 482(2) of the B.N.S.S.

(Prabhat Kumar Singh, J)

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