IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76694 of 2026

CNR No. BRHC011089932026

Arising Out of PS. Case No.-1238 Year-2026 Thana- AHIYAPUR District- Muzaffarpur

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Md. Ehshan Ahamd @ Guddu @ Md. Ehshan @ Md. Ehsan Ahmad S/O Md. Samshul Haq R/O Village/Mohalla- Khanejadpur (Khanejat Neura), P.S.- Rampurhari, Dist.- Muzaffarpur (Bihar).

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Rakesh Kumar
For the Opposite Party/s : Mr.Ashok Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR SINHA

ORAL ORDER

2 04-11-2026 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered for the offence punishable under Sections 126(2), 115(2), 109, 352, 351(2), 351(3) and 3(5) of the BNS in connection with Ahiyapur P.S.Case No. 1238 of 2026.

3. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case due to land dispute. He bears clean antecedent.

4. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

5. From the allegation levelled in the FIR, it appears

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that there is no specific allegation against the petitioner of having assaulted the informant or causing any vital injury. The allegation is mostly against two unknown persons. The petitioner also bears clean antecedents.

6. Under these circumstances, I am inclined to grant the privilege of anticipatory bail to the petitioner. Let the petitioner, as named above, in the event of his arrest or surrender within four weeks from today, be enlarged 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 Chief Judicial Magistrate/Muzaffarpur/successor court in connection with Ahiyapur P.S.Case No. 1238 of 2026, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure/Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023 and subject to further condition that :-

(i) the petitioner shall co-operate in the investigation/ trial.

(ii) the learned court would, however, verify the criminal antecedent of the petitioner, and in case it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the

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petitioner. However, it is expected that the verification process would be done expeditiously without causing any delay.

(Alok Kumar Sinha, J)

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