IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78634 of 2026

CNR No. BRHC011125292026

Arising Out of PS. Case No.-253 Year-2026 Thana- KHAIRA District- Saran

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1. Rijwan Ahmad @ Rizwan Ahmad Ansari S/O Late Abdul Rauf Ahmad Ansari R/O Village- Takiya Tola, P.S.- Khaira, Distt.- Saran at Chapra.
2. Gufran Ahmad Ansari S/O Abdul Rauf Ahmad Ansari R/O Village- Takiya Tola, P.S.- Khaira, Distt.- Saran at Chapra.
3. Salman Ahmad Ansari S/O Rijawan Ahmad Ansari R/O Village- Takiya Tola, P.S.- Khaira, Distt.- Saran at Chapra.

... ... Petitioner/s

Versus

1. The State of Bihar
2. Mahtabur Rahman Ansari S/O Late Nasuriddin Ansari R/O Village- Takiya Tola, Khodaibag, P.S.- Khaira, Distt.- Saran at Chapra.

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Ms. Rajani Kumari, Advocate
For the Opposite Party/s : Mr. Brajendra Nath Pandey, APP

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CORAM: HONOURABLE MR. JUSTICE PRAVEEN KUMAR

ORAL ORDER

2 05-11-2026 Heard learned counsel for the petitioners and learned Additional Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in connection with Khaira P.S. Case No. 253 of 2026 dated 16.07.2026 registered for the offences punishable under Sections 318(4), 338, 336(3), 115(2), 126(2), 351(2), 352 and 3(5) of the Bharatiya Nyaya Sanhita.

3. As per the allegation, the ancestral land of the informant was under the title and possession of the informant. It

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has further been alleged that, as a result of registered partition deed, the land was mutated in the name of the father of the informant. It has further been alleged that petitioner no. 1, concealing some material facts, was able to fraudulently get the *jamabandi* registered in his name and also got transferred the said land by registered deed. It has further been alleged that subsequently petitioner no. 3, who happens to be the son of petitioner no. 1, sold some portion of the said land.

4. Learned counsel for the petitioners has submitted that the petitioners have falsely been implicated in this case. It has further been submitted that the dispute is purely civil in nature, which has been given the color of criminal cloak, and the informant is aggrieved by wrong entry in the revenue records leading to execution of forged registered deeds, for which the informant ought to have approached the civil court of competent jurisdiction for redressal of his grievance. It has lastly been submitted that the petitioners have got no criminal antecedent.

5. Learned A.P.P. for the State has vehemently opposed the prayer for anticipatory bail of the petitioners.

6. Heard the parties and perused the record.

7. Considering the aforesaid facts and circumstances

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of the case as well as the civil nature of allegation, let the above named petitioners, in the event of their arrest/surrender within a period of six weeks from today, be enlarged on anticipatory bail on furnishing bail-bond of Rs. 10,000/- (Rupees Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned C.J.M., Saran at Chapra, in connection with Khaira P.S. Case No. 253 of 2026, subject to conditions as laid down under section 482(2) of the B.N.S.S.

8. The application stands allowed.

9. The observations made in the present order is for disposal of the anticipatory bail application and would have no bearing to the other proceedings pending between the parties.

(Praveen Kumar, J)

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