

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3328 of 2026

Arising Out of PS. Case No.-1536 Year-2022 Thana- EAST CHAMPARAN COMPLAINT
District- East Champaran

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Jainul Abedin @ Junail Abedin @ Junail Son of Late Gulam Mustafa R/o
Adiwasi Banwasi Seva Kendra Bhabua, Ward No. 8 Chawani Mohaa, PS.-
Bhabua, District- Kaimur at Bhabua.

... .. Petitioner/s

Versus

- 1 . The State of Bihar
2. Md. Jakir Husain @ Jakar Husain Son of Aas Mohamad Ansari Founder
Ayurvedic Medicare and Development Institute Motihari, East Champaran.
At Present Address - Dr. Jakir Husain S/o Late Aas Mohammad Ansari, R/o
Village - Banhuduli, P.S. - Harsidhi, P.O. - Mathlohiyar, Dist. - East
Champaran.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Uday Pratap Singh, Advocate
For the Opposite Party/s : Mr. Pramod Kumar Pandey, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

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

2. Petitioner apprehends his arrest in connection with
Complaint. Case No. 1536 of 2022 registered for the offences
punishable under Sections 406, 420 and 468 of the Indian Penal
Code .

3 . As per the complaint petition , the complainant
runs Ayurvedic Medicare & Development organization at
Motihari, which works for welfare of the society and provides
education, training and medical assistance to economically



weaker class of minority children of residential Madarasa. The complainant claims that all the accused persons along with petitioner have cheated him and fraudulently grabbed Rs. 5,08,00,845 by creating forged documents on the pretext that they runs permanent Madarasa .

4. Learned senior counsel for the petitioner submits that petitioner is innocent and due to oblique and ulterior motive, he has been implicated in this case . As a matter of fact, prior to this case , petitioner has lodged Complaint Case No. 760 of 2016 and 973 of 2016 against the complainant with regard to cheque bounce in which learned Court below has taken cognizance u/s 406 of IPC and 138 of N I Act and in retaliation , this false and concocted case has been lodged against this petitioner. There is no specific allegation of transaction of money and not a single money was paid by the complainant to the petitioner. The complainant has not stated that when specific transaction was made in favour of the petitioner. Similarly situated co-accused namely Md. Zintyaj @ Md. Imteyaz has already been granted bail by Co-ordinate Bench of this Hon'ble Court vide order dated 07.11.2025 in Cr. Misc. No. 48684 of 2025 .

5 . Learned APP for the State opposed the prayer for



anticipatory bail of the petitioner.

6. Considering the facts and circumstances of the case , and also taking into consideration the materials available on record, the petitioner above named, in the event of his arrest/ surrender within a period of eight weeks from the date of receipt of this order, be released on anticipatory bail on furnishing bail bonds of Rs 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned J M 1st Class Motihari, East Champaran in connection with Complaint.Case No. 1536 of 2022 , subject to condition as laid down under Section 482(2) of the BNSS 2023 .

7. Accordingly, the application stands allowed.

(Prabhat Kumar Singh, J)

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