

IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-III, KATIHAR
ANTICIPATORY BAIL PETITION NO. 692/2026
(Arising out of Muffassil P.S. Case No. 110/2025)

Amarnath Prasad @ Pradeep ... Petitioner

Versus

The State of Bihar ... Opposite Party

Ld. Counsel for the petitioner:- Sri Y.K. Agrawal, Advocate
Ld. Counsel for the State :- Sri Akhilesh Singh, APP

Date of hearing/Disposal: 08.06.2026

ORDER

An anticipatory bail petition has been filed on behalf of the accused petitioner namely (1) Amarnath Prasad @ Pradeep, who is apprehending his arrest in connection with Muffassil P.S. Case No. 110/2025 for the offence registered U/S 316(2), 318(4) of the B.N.S. The copy of the same has already been duly served to the Ld. Addl. P.P. for the State.

Heard the Ld. counsel for the petitioner and the learned A.P.P. for the State.

The Ld. counsel of the petitioner has submitted that no B.P. or A.B.P. on behalf of the accused petitioner have been filed or moved earlier before this court or before the Hon'ble High Court, Patna. The petitioner is quite innocent and has committed no offence and he has been falsely implicated in this case. That the petitioner has five criminal history. That petitioner is only a supervisor and has not taken consideration amount which has been paid by the informant. That the petitioner is a poor person and also Diabetic Patient. Petitioner has never make any forgery nor cheating. The petitioner is local man and no chance of their absconding. The petitioner is ready to furnish local and solvent bailors to the satisfaction of the court. Accordingly, prayed to grant bail.

On the other hand, the Ld. Addl. P.P. vehemently opposed the prayer of A.B.P. filed on behalf of the above named accused petitioner and submitted that the petitioner have committed the alleged offence under well planned manner. Hence, it is requested to reject the petition of the above named accused petitioner.

The case of the prosecution, in brief, is that the informant Amit Kumar intended to purchase residential land and was introduced by Amarnath Prasad @ Pradeep to Narayan Kumar Mallik, who claimed to have authority to sell a plot at Mouza Rampur. Believing his representations, the informant entered into an agreement on 21.12.2020 and paid Rs. 5,00,000/- as advance. Later, the informant discovered that the land was not registered in his favour and alleged that he had been cheated of Rs. 5,00,000/-. Hence, the present case.

Heard rival submission of the Ld. counsel on behalf of the accused petitioner and the Ld. Add.P.P. for the State and perused the C.D. From perusal of the same, it transpires that the Muffassil P.S. Case No. 110/2025 has been registered U/S 316(2), 318(4) of the B.N.S. against the accused person. Petitioner is named accused in the F.I.R. and there is specific allegation against the petitioner that he induced informant to deliver the money in collusion with the main accused and committed cheating and fraud involving a substantial amount of Rs. 5,00,000/-. The conduct of repeatedly delaying the registration indicates dishonest intention from the beginning. The petitioner has five criminal history and the allegations disclose a prima facie case of criminal breach of trust and cheating. The role attributed to the petitioner is distinct and serious in nature and there may be a possibility of tampering with the evidence. The investigation of this case is still pending.

Hence, considering the aforesaid facts and circumstances and discussions made hereinabove and keeping in mind the seriousness of accusation and gravity of offences, I am not inclined to enlarge the petitioner on anticipatory bail at this stage. Accordingly, prayer for anticipatory bail of the above named accused petitioners stand **rejected**.

(Sd/-)

(Sunil Kumar Singh-III)
D.A.S.J.- III, Katihar