

In the Court of Sessions Judge, Madhepura.**A.B.P. No. 204/2026****(Arising out of Complaint Case No. 284/2025).**

1. **Md. Shahnawaj Alam S/o Md. Sayeed Alam.**
Resident of Village-Jhitkiya, Ward No.-03, P.S.-Singheshwar,
District-Madhepura.
2. **Md. Imtiyaz Alam S/o Md. Sahfique Alam alias Safik Mian.**
Resident of Village-Gauripur, P.S.-Singheshwar, District-
Madhepura.....Petitioners.

V.**The State of Bihar.....O.P.****05/**

12.03.2026 Petition for bail filed U/s 482 B.N.S.S. on behalf of above named petitioners, who are apprehending their arrest in connection with Complaint Case No. 284/2025 U/Ss. 316(2), 318(2) of B.N.S., pressed today for hearing.

Heard Sri Md. Javed Akhter, learned lawyer for the petitioners as well as Sri Gautam Kulkarni, learned lawyer for the complainant and Sri Bibeka Kumar Singh, learned P.P. for the State.

In short, allegation of the complainants Neeraj Kumar Jha & Amit Ranjan Jha is that the petitioners had taken Rs. 40,00,000/- (Rupees Forty Lakhs) from the complainants to sell their lands - (I) vide Khata No. 62(old), 15 (New), Khesra 55 (old), 71 (new), area 04 decimal 366 Wargkari, Mauza-Rampur and (ii) Vide Khata No. 91 (old), 16 (new), Khesra 112 (old), 73 (new), area 04 decimal 366 Wargkari, Mauza-Majarhat with the complainants after preparing Zerbeyanama dated-25.11.2023 on the stamp paper as the petitioners would execute registered sale-deed in the name of complainants upto 31.12.2024. After 31.12.2024, when the petitioners being started dilly-dally tactics, a pleader-notice through the lawyer of complainant was sent to the petitioners and then Rs. 13,00,000/- (Rupees Thirteen Lakh) was made payment by the petitioners to the complainant by saying as rest amount Rs. 27,00,000/- (Rupees Twenty-Seven Lakh) would be given also. It is said that the rest amount Rs. 27,00,000/- did not return by the petitioners to the complainants in spite of sending pleader-notice dated-18.06.2025 in that



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respect, and thereafter, this case was filed.

Learned lawyer appearing on behalf of the petitioners submitted that the petitioners are innocent and they have not committed any criminal act. It is also submitted that in fact the complainants have filed the present complaint case against these petitioners with a totally concocted. Moreover, the petitioners have got no criminal antecedent at all.

On the other hand, learned lawyer appearing on behalf of the complainants and learned P.P. appearing on behalf of State strongly opposed the prayer for anticipatory bail of the petitioners as it is a matter of entrustment of heavy amount by the complainant to petitioners and they have cheated with the complainants. As such, the petitioners do not deserve for anticipatory bail in any angle.

Perused the record. It appears that the complaint Case No. 284/2025 has been filed by the complainants (Neeraj Kumar & one another V. Md. Shahnawaj Alam & one another). From the record, it appears that three witnesses have been examined in inquiry and on the basis of the evidence of the witnesses, cognizance has been taken and ordered to issue summon against the petitioners Md. Sahnawaj Alam & Md. Imtiyaj Alam to face trial for the offence U/Ss. 316(2), 318 (2) of B.N.S. (mistakenly mentioned as IPC in lieu of B.N.S.) as per order dated-15.11.2025. It also appears that bailable-warrant of arrest has been issued against the petitioners up-till-now only. As such, there is no apprehension of arrest the petitioners in the present case. Accordingly, it is, hereby, **disposed of.**

The petitioners are directed to surrender before the learned court below and the learned court below will pass appropriate order on the basis of the materials available on the record without being prejudiced by this order.

Dictated
(Balram Dubey),Sessions Judge,
Madhepura.