

**IN THE COURT OF SESSIONS JUDGE, PATNA**

**Anticipatory Bail Petition No.1252 of 2026.**

**Ali Anjum Danish**

..... **Petitioner**

**Versus**

**The State of Bihar**

**Order  
No.**

**O R D E R**

**10      04-06-2026**

- 1.** The **petitioner, Ali Anjum Danish**, apprehends arrest in connection with **Phulwarisharif P.S. Case No. 1693/2025**, registered under Sections 316(2) & 318(4) of the Bharatiya Nyaya Sanhita, 2023 (BNS).
- 2.** Heard Sri Nagendra Sharma, Ld. Counsel for petitioner as well as Sri Rajesh Kumar, Ld. Public Prosecutor for State.
- 3.** The prosecution case, as narrated by the informant Md. Mahboob Qureshi is that the petitioner Ali Ajum Danish borrowed ₹10 lakh in cash from him. He wasn't returning the money, so the informant submitted a written application to the police station, and the petitioner returned ₹3.25 lakh. Now, when the informant asked for the money, the petitioner started threatening to kill him and sending threatening SMS to his mobile phone. The petitioner repeatedly threatens to send the informant to jail. The petitioner is retired from the police department, so he threatens to implicate the informant and his family in false cases and send us to jail.
- 4.** Learned counsel for the petitioner submits that the only non-bailable offences alleged are under Sections 316(2) and 318(4) BNS, which prescribe a maximum punishment of seven years and are triable by a Magistrate. It is next submitted that he has procured a loan of ₹10 lakh from the informant and had issued a promissory note, but the said loan has been repaid and this case has been falsely instituted against him only with a view to extract an interest over the said amount. It is next submitted that in course of investigation the arrest of the petitioner was not required under section 35(1) BNSS and accordingly notice was served upon him by Investigating Officer under section 35(3) of BNSS, to which he complied. He fairly submits that the petitioner has two criminal antecedents being **(i)** Pirbahore P.S Case No.69/2015 u/s 341, 323, 337, 504, 506/34 of the IPC, and **(ii)**

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**Contd...  
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Complaint Case No.766(C)/2018 u/s 323, 341, 504, 506/34 of IPC, both are for bailable offences, in which the petitioner is on bail.

- 5.** Ld. Public Prosecutor for State opposes the prayer for grant of anticipatory bail to the petitioner. It is submitted that the Investigating Officer has recorded in para 28 of the case diary that the money was paid by the informant to the petitioner with regard to a land dealing.
- 6.** In response to the same, learned counsel for petitioner submits that the submissions made by the learned Public Prosecutor is absolutely in contravention to the case of the informant himself as recorded in the FIR.
- 7.** Having regard to the aforesaid facts and circumstances of the case; the nature of the alleged offences, the severity of punishment upon conviction; that arrest of the petitioner was not required under section 35(1) BNSS and accordingly notice was served upon him by Investigating Officer under section 35(3) of BNSS, to which he complied; rival submission of learned counsel for the parties, the prayer for anticipatory bail of the above named petitioner is **allowed**. It is ordered that in the event of arrest or surrender before the learned court below within four weeks from the date of receipt of this order, the above-named petitioner shall be released 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 court below, subject to the conditions as laid down u/s 482(2) of B.N.S.S.

**(Dictated)**

**Sd/-**

**(Rupesh Deo)  
Sessions Judge, Patna**

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|-------------------------|------------|
| Date of Order           | 04-06-2026 |
| Date of Reserving Order | NA         |
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