

In the Court of Additional Sessions Judge III, Danapur, Patna

Present: Manoj Kumar Srivastava, A.S.J.-III,

Anticipatory Bail Petition No. 158/2026

Arising out of Naubatpur P.S. Case No. 641/2025

Sanjeet Kumar, aged about 32 years, S/o Satyendra Singh @ Satyendra Sharma,
R/o Vill Shekhpur, P.S. Naubatpur, Dist PatnaPetitioner.

v r s.

The State of BiharProsecution.

On behalf of Petitioner: Sri Anil Kumar, Ld. Advocate
On behalf of Opposite Party: Md. Kalam Ansari, Ld. A.P.P.
On behalf of Informant: Sri Sachidanand Mishra, Ld. Advocate

ORDER

17-03-2026

01. The petitioner has filed the present anticipatory bail petition, as he is apprehending his arrest in connection with the present Naubatpur P.S. Case No. 641/2025, dt. 15/10/2025, registered U/Ss. 316(2), 318(4), 351(2), 352 of the B.N.S., which is pending in the Court of A.C.J.M.-VI, Danapur.

02. The prosecution case, as per, the written-application of informant Manju Devi, in brief, is as such: That the informant has account in the Bank of India bank at Nisarapura branch, Naubatpur having account no. 441110110009218. The accused has taken confidence of informant and entered his own mobile no. 8789464055 and created a false UPI ID and withdrew Rs. 7 lakhs from the account of informant without her knowledge. Further alleged that when the informant came to know about the withdrawal of money, she questioned the accused and he started abusing and threatened to kill her. Being afraid, the informant and her husband left the house. On the basis of written report of the informant, F.I.R. was lodged and investigation started.

03. The learned lawyer of the petitioner has submitted that the petitioner is quite innocent and has committed no offence as alleged and the allegations leveled against him are totally false and baseless. Further earlier to this, the petitioner has not filed any bail application for grant of regular bail or anticipatory bail in this court or in the Hon'ble High Court in this case and no bail application of the petitioner is pending in any court. The petitioner is also accused in S.T. No. 381/2015, which is pending before the court of A.D.J.-VI, Danapur. Further submitted that the informant of this case is the grandmother of the petitioner and was living with the petitioner and was taken care of by the petitioner and his family members for the last three years. As a service, the petitioner gave his mobile phone along with sim to the informant to talk. Further submitted that with the consent of informant, the petitioner used to deposit money in her account through his brother Ranjit Kumar and the informant was using that money for her personal use. Further submitted that later on petitioner's mobile phone was used by the son-in-law of informant namely Sanjeev Kumar, who withdrew her money. The petitioner has never made any fraud with the informant. Lastly, it is submitted that the petitioner is

Cont....

ready to abide any condition or conditions as laid down u/s 482(2) B.N.S.S., 2023 and also ready to furnish bail-bond with proper sureties. So, the petitioner may be given the privilege of anticipatory bail.

04. The learned Addl. P.P. has vehemently opposed the prayer of anticipatory bail of the petitioner.

05. Heard the Ld. Lawyers of the respective parties and perused the case record.

06. From perusal of the F.I.R., it appears that the present case has been lodged for the offence U/Ss. 316(2), 318(4), 351(2), 352 of the B.N.S. As per F.I.R., there is allegations on the petitioner that he attached his own mobile no. 8789464055 with the informant's BOI account and created a false UPI ID and withdrew Rs. 7 lakhs from the account of informant without her knowledge. So far case diary is concerned, the court finds that para 2 contains the restatement of the informant. Further para 3, 4 contain the statements of other witnesses. All have supported the prosecution case. Further para 18 of the case diary contains that the petitioner was given privilege of section 35(3) of the B.N.S.S., 2023. Further para 34 of the case diary shows that petitioner is also accused in Naubatpur P.S. case no. 314/2014. After having gone through the documents and materials available on record, I find that the petitioner is named in the F.I.R. against whom there is an allegation that he attached his mobile number with informant's account and created an UPI ID and withdrew Rs.7 lakhs from her account. From perusal of record, it further transpires that the accused/ petitioner was granted the privilege of section 35(3) of the B.N.S.S., 2023. He is moving this court for grant of anticipatory bail, which is in the opinion of the court is not maintainable, and accordingly, the anticipatory bail petition for the petitioner is **rejected**.

07. It is, however, observed that if the petitioner surrenders before the court below within a period of four weeks from the date of order, the court below may consider his regular bail on the basis of materials available on record without being prejudiced by the rejection of anticipatory bail by this court. O/C is directed to send a copy of this order to the Court below and a copy of the same be uploaded in C.I.S.

(Dictated)

Memo No...../ Dated...../...../...

Copy forwarded to

The Court of.....

Seal of the Court

(Manoj Kumar Srivastava)

Addl. S. J. 3rd, Danapur
17-03-2026

Sd/-

(Manoj Kumar Srivastava)

Addl. S. J. 3rd, Danapur