

IN THE COURT OF ADDITIONAL SESSIONS JUDGE-IV, SARAN (CHAPRA)
Anticipatory Bail Petition No.- 237/2026
(Baniyapur P.S. Case No.- 559 of 2025)

Irfan Khan & Other.....Petitioner/s
 Versus
 The State of BiharProsecution

Order	
09.03.2026	<p>1. This anticipatory bail petition filed on behalf on the accused petitioners namely 1. Irfan khan, s/o Nayaim Khan, 2. Nayaim Khan, s/o Sabir Khan who apprehending their arrest in connection with Baniyapur P.S. Case No.-559 of 2025, registered u/s 316(2), 318(4) of BNS which is pending in the Ld. court of M/s Chitra Kundan, J.M. 1st Class, Saran at Chapra. Copy of the petition has been served to the learned P.P.</p> <p>2. The case of the prosecution in nut-shell as per typed petition of the informant, Shakil Ahmad is that on dt. 10.10.2024 at about 03:00 O'clock, Irfan Khan and Nayaim Khan came to his the bakery shop and they were introduced themselves as agent for sending the persons to abroad and they offered the informant for sending his son namely Sarfaraj Aalm to Saudi Arab. After negotiation the deal for sending to the abroad was fixed for Rs. 1,60,000/- and accordingly, the informant gave the whole amount as Rs. 20,000/- in cash, Rs. 50,000/- on mobile No. 9060315583 and left Rs. 90,000/- on mobile No. 9199413457. Thereafter, on dt. 25.12.2024 at about 3 o'clock, they come to his house and started giving the Visa and Aeroplane ticket for Kyrgystan, on that the informant objected because the deal was done was to sent for Saudi Arab in govt. department. After mediation between Mukhiya Samim Khan Rs. 50,000/- was returned but rest amount was not returned. It is alleged by the informant that the accused petitioners have tempted and cheated him to sent abroad for job.</p> <p>3. The learned counsel on behalf of the petitioners submitted that the petitioners are quite innocent and have not committed any offence as alleged by the petitioner. That no B.P or A.B.P has been filed by the petitioner nor rejected either by this court or Hon'ble High Court, Patna. It is further submitted that the cheque made against the petitioners is false, baseless, concocted and fabricated. That there is no any criminal antecedent the accused petitioners. It is also submitted that the petitioners are ready to furnish bail bond to the satisfaction of the court and there is no chance of petitioners' absconding and tempering with the evidence. Hence, he prayed to enlarge the</p>
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continued.. 09.03.2026	<p>petitioners on bail.</p> <p>4. Learned PP oppose the bail petition vehemently.</p> <p>5. Heard learned counsel on behalf of the accused petitioners and learned P.P. for the state, perused case diary and material available on the record. On perusal of Case diary para 2, 6, 7, 8, it transpires that there is allegation against the accused petitioners that they are involved to sent the person to abroad and for that they had taken Rs. 1,60,000/- rupees from the informant. The investigating against the accused petitioners is still pending.</p> <p>6. Considering the above facts and circumstances of the case, the court reaches on conclusion, the accused petitioners are not entitled for grant anticipatory bail. Therefore, the anticipatory bail petition filed on behalf of accused petitioners namely 1. Irfan Khan and 2. Nayaim Khan is hereby rejected.</p> <p style="text-align: right;">(Dictated and corrected by me) Sd/- (Raghvendra Vikram Singh Parmar) Additional Sessions Judge-IV Saran at Chapra 09.03.2026</p>	