

**IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-I, SITAMARHI**

Dated, Sitamarhi, the 23<sup>th</sup> of April, 2026

Present- **Rajiv Kumar-III, DISTRICT & ADDL. SESSIONS JUDGE-I, SITAMARHI**

**Criminal Miscellaneous No.17/2025 (Reg No.17/2026)**

**Arfin Mohammad@ Munna.....Petitioners**

**Vrs.**

**State of Bihar ....Opposite Party**

Sr. No.	Date of order or proceeding	Order with the signature of the court	Office action taken with date
	23.04.2026	<p>Heard learned counsel for the petitioners <b>1. Md. 2. Humayu, 3. Najmun Khatoon, 4. Md. Haidar, 5. Sadath Hussain @ Khojwa, 6. Md. Zubair, 7. Md. Taukir Mansoori</b> and learned counsel for the State. Perused the record.</p> <p>This Criminal Miscellaneous application has been filed by the petitioner, who is the complainant of the case, under Section 439(2) Cr.P.C. (corresponding to Section 483(B) B.N.S.S.) seeking cancellation of bail granted to Opposite Party Nos. 2 to 7 in A.B.P. No. 1292/2025.</p> <p>The matter of the present petition relates to allegation that the petitioner had paid an advance amount of Rs. 64,500/- to Opposite Party No. 2, namely Md. Humayu Nadaf, for purchase of land, but the accused persons neither executed the sale deed nor returned the said amount with interest. It has further been alleged that after obtaining anticipatory bail, the accused persons started threatening the petitioner and his witnesses and attempted to interfere with the course of justice, and therefore, cancellation of bail granted to Opposite Party Nos. 2 to 7 was sought.</p> <p>The relief sought for in the present petition is cancellation of bail granted to Opposite Party Nos. 2 to 7 on the ground of alleged threat, non-compliance of the earlier order regarding payment of amount, and likelihood of tampering with evidence.</p> <p>From perusal of the record, it appears that similar relief relating to the same subject matter has already been considered and decided by this Court in Criminal Miscellaneous No. 04/2026. In view of the order passed in Criminal Miscellaneous No. 04/2026, the grievance of the petitioner regarding cancellation of bail has already been addressed and adjudicated.</p> <p>Therefore, nothing survives for further consideration in the present Criminal Miscellaneous application and the relief sought for herein has lost its significance. As such, the present Criminal Miscellaneous application has become infructuous.</p> <p>Accordingly, in the light of the order passed in Criminal Miscellaneous No. 04/2026, the present Criminal</p>	

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		<p>Miscellaneous No. 17/2026 is <b>dismissed as infructuous.</b></p> <p>Let a copy of this order be kept on record.</p> <p>Dictated</p> <p>Sd/- (Rajiv Kumar-III) <b>DISTRICT &amp; ADDL. SESSIONS JUDGE-I, SITAMARHI</b> 23.04.2026.</p>	
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