

IN THE HIGH COURT OF JHARKHAND, RANCHI
A.B.A. No. 1440 of 2026

Md Saifee, aged about 28 years, son of Md. Shamim, resident of village – Kataria Pasopur, Ward No.17, PO – Bhagwanpur, PS – Bhagwanpur, District – Begusarai, Bihar

.... Petitioner

-- Versus --

The State of Jharkhand

.... Opposite Party

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner :- Mr. Suraj Singh, Advocate

For the State :- Mr. Satish Kr. Keshri, Advocate

02/15.04.2026 Heard learned counsel appearing for the petitioner as well as the learned counsel appearing for the State.

2. The petitioner is apprehending his arrest in connection with Dhanbad GRPS P.S. Case No.150 of 2024 for the alleged offences registered under Section 379 of Indian Penal Code, pending in the Court of learned Judicial Magistrate, Railway, Dhanbad.

3. Learned counsel appearing for the petitioner submits that the name of the petitioner has surfaced in the course of investigation alleging that the petitioner was using the stolen mobile of the railway passenger which was stolen from a running train by unknown person. He further submits that the petitioner has received the notice under Section 35(3) of Bharatiya Nagarik Suraksha Sanhita, 2023 and he has also replied the same. He then submits that the petitioner has purchased the said mobile and

thereafter was using the same. He next submits that the petitioner has got no criminal antecedent as disclosed in paragraph No.11 of the petition.

4. Learned counsel appearing for the State opposed the prayer and submits that stolen mobile was being used by the petitioner.

5. Considering that the name of the petitioner has surfaced only on the ground that the petitioner was using the mobile and it has been pointed out that the petitioner has purchased the said mobile phone from another person and the petitioner has got no criminal antecedent as disclosed in paragraph No.11 of the petition and in that view of the matter the petitioner is directed to surrender before the learned Court within two weeks and the learned Court shall release the petitioner on such terms and conditions or the sureties as the learned Court may deem fit and proper.

(Sanjay Kumar Dwivedi, J.)

Dated 15.04.2026
Sangam/