

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No.3658 of 2025

Basiruddin Ansari, son of Alauddin Ansari, resident of vill
Dudhani, PO and PS Fatehpur, District Jamtara

... .. Petitioner(s)

Versus

The State of Jharkhand.

... .. Opposite Party(s)

CORAM : SRI ANANDA SEN, J.

For the Petitioner(s) : Mr. Rahul Ranjan, Advocate.

For the State : Ms. Anuradha Sahay, A.P.P.

02/ 11.07.2025

Heard the parties.

2. This anticipatory bail application under Sections 482 and 484 of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023, has been preferred by the petitioner apprehending his arrest for offences registered under Sections 317(5) and 61(2) of the Bharatiya Nyaya Sanhita, 2023 [section 414/120B of IPC] pending in the court of CJM, Jamtara in connection with Jamtara PS Case No. 228 of 2024.

3. There is an allegation of theft of motorcycle.

4. Learned counsel for the petitioner submits that the petitioner has received notice under section 35(3) of BNSS but till date no warrant of arrest has been issued. He submits that he will appear before the Investigating Officer in response to the notice under section 35(3) of BNSS.

5. Learned A.P.P. representing the State opposes the prayer for anticipatory bail.

6. Since the notice under section 35(3) of BNSS has been issued, I am of the opinion that the petitioner at present does not have any apprehension of being arrested by the police. Thus, the petitioner should comply with the notice under section 35(3) of BNSS and thereafter by appearing before the Investigating Officer will take appropriate steps to appear before the concerned court who will consider his case taking

into consideration the compliance of notice under section 35(3) of BNSS and will pass an appropriate order in terms of the judgment of the Hon'ble Supreme Court passed in the case of **"Satender Kumar Antil vs. CBI and Anr."** reported in **(2022) 10 SCC 51.**

7. Accordingly, this Anticipatory Bail Application stands **disposed of.**

(ANANDA SEN, J.)

Tanuj/Cp-3