

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A. B. A. No. 5448 of 2025

Saifullah Ansari, aged about 60 years, on of Samsudin Shekh, resident of village Meral, P.O. Meral P.S. Meral, District-Garhwa

..... ...Petitioner

Versus

1.The State of Jharkhand

2. Kamluddin Ansari, aged about 55 years, son of late Bipat Sheik, resident of village Meral Charka Patthar, P.O. Meral, P.S. Meral and District-Garhwa

..... ... Opposite Parties

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner

:Mr. Rishi Pallava, Advocate

For the State

: Mrs. Sushma Aind, A.P.P.

For the Informant

: Mr. Binod Kumar, Advocate

02/ 17.09.2025: Heard learned counsel for the petitioner and learned counsel for the State and learned counsel for the informant.

2. The petitioner is apprehending his arrest in connection with Complaint Case No. 120/2019, registered under sections 302,201 of I.P.C., pending in the Court of learned S.D.J.M, Garhwa.

3. Learned counsel for the petitioner submits that for the alleged occurrence F.I.R. being Garhwa P.S. Case No. 237/2018 has been registered which was investigated by the police and final form has been submitted in which the petitioner has not been sent up for trial. He submits that in absence of any proper evidence, on the protest petition the learned court has been pleased to take cognizance against the petitioner. He submits that in the protest petition further case has been tried to be made out. On these grounds, he submits that the petitioner may kindly be provided privilege of anticipatory bail.

4. Learned counsel for the State submits that final form has been submitted however the learned court has been pleased to take cognizance on the basis of protest petition.

5. Learned counsel for the informant opposes the prayer and

submits that prima facie case is made out against the petitioner in view of that the learned court has taken cognizance against the petitioner.

5. In view of above, it is an admitted fact that F.I.R being Garhwa P.S. Case No. 237/2018 has been investigated by the police and final form has been submitted in which the petitioner has not been sent up for trial and on the basis of protest petition the learned court has taken cognizance.

6. In the attending facts and circumstances of the case, I am inclined to grant anticipatory bail to the petitioner. Accordingly, the above named, petitioner is directed to surrender before the learned court within three weeks from today and in the event of his surrender / arrest, the petitioner shall be released on bail, on furnishing bail bonds of Rs. 25,000/- (twenty five thousand) with two sureties of the like amount each, to the satisfaction of learned S.D.J.M, Garhwa, in connection with Complaint Case No. 120/2019, subject to conditions as laid down under Section 482 (2) of B.N.S.S, 2023.

Dt.17.09.2025

satyarthi-

(Sanjay Kumar Dwivedi, J.)