

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26630 of 2013

Arising Out of PS.Case No. -502 Year- 2012 Thana -SAHARSA District- SAHARSA

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Santosh Kumar @ Santosh Kumar Yadav S/O Anil Kumar Yadav, Resident
Of Village- Shahpur, P.S.- Nauhatta, District- Saharsa, At Present
Employee Of Saharsa (Main) Post Office, District- Saharsa.

.... Petitioner/s

Versus

The State Of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sameer Ranjan, Advocate

For the Opposite Party/s : Mr. Rajendra Pd.Nat (APP)

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CORAM: HONOURABLE THE CHIEF JUSTICE

ORAL ORDER

5 09-04-2015

The petitioner figured as accused in Saharsa Sadar

P.S. Case No.502 of 2012 registered for the offences punishable
under Section 409, 420, 468, 471, 120B and 34 of the Indian
Penal Code. Apprehending his arrest, the petitioner filed ABP
No.182 of 2013 before the Sessions Judge, Saharsa. The same
was rejected on 27.05.2013. Hence, this application for grant of
anticipatory bail under Section 438 Cr. P.C.

Heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the State.

This Court called for a report at some stage. From
perusal of the same it becomes clear that except that the
petitioner worked as an employee in the post office, he did not
figure anywhere in the context of withdrawing a sum of
Rs.50,000/- from the account of third person.

The matter needs to be investigated by getting the signature verified. Further, arrest of the petitioner is not warranted.

Therefore, the application is allowed. It is directed that in the event of arrest, the petitioner shall be enlarged on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Saharsa in connection with Saharsa (Sadar) P. S. Case No.502 of 2012.

It is further directed that the petitioner will cooperate with the police during investigation for further steps.

(L. Narasimha Reddy, CJ)

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