

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41710 of 2015

Arising Out of PS.Case No. -187 Year- 2015 Thana -BEGUSARAI TOWN District- BEGUSARAI

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1. Md. Shamshad Akhtar @ Shamshad Ahmad Son of Md. Hussain,
Resident of Murgiyachak, Ward No.9, P.S.- Khagaria, District- Khagaria.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Hemant Kumar

For the Opposite Party/s : Mr. Indu Bala Pandey(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

2 09-10-2015

Heard learned counsels for the petitioner and the State.

The petitioner is apprehending arrest in a case registered
for the offences punishable under Sections 406,420,467 and 468 of
the Indian Penal Code.

The prosecution case is that the informant went to
Employment Exchange for getting his name registered where he
met with co accused Imran Arsad and Md. Naseem who persuaded
him to get employment in Railways on payment of rupees seven
lacs fifty thousand. Subsequently, the payment of the aforesaid
amount was made but neither the employment was provided nor
the money was returned.

It is submitted by the learned counsel for the petitioner
that except that the petitioner was present when the payment was

being made, there is no accusation against the petitioner. Statement has been made in paragraph 3 of the petition that the petitioner has no criminal antecedent. It is further submitted that the accusation part does not reflect that actually the payment was made. More over, the payment was made for an illegal work.

Considering the fact that the accusation is not specific against the petitioner and the petitioner has no criminal antecedent, let the above named petitioner be released on anticipatory bail in the event of arrest or surrender before the learned Court below within a period of twelve weeks from today on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Begusarai in connection with Begusarai Town P.S. Case No. 187 of 2015 subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Dinesh Kumar Singh, J)

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