

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.17627 of 2015**

Arising Out of PS.Case No. -323 Year- 2014 Thana -MEERGANJ District- GOPALGANJ

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1. Amit Kumar Rai @ Amit Kumar Ray Son of Banka Rai resident of  
village - Naya Gaon, P.S. Hathua, District - Gopalganj

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Irshad Ahmad Khan

For the Opposite Party/s : Mr. Gajendra Prasad Yadav (App)

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH**  
**ORAL ORDER**

2      18-05-2015                      Heard learned counsels for the petitioner and the State.

The petitioner is apprehending arrest in a case registered  
for the offences punishable under Section 392 of the Indian Penal  
Code.

It is alleged that Rs.1,80000/- was robbed by motorcycle  
borne miscreants. Name of the petitioner sprang up in the  
confession of co accused Vikash Kumar Singh and Sonu Tiwari  
alias Deepak Tiwari.

It is submitted by the learned counsel for the petitioner  
that petitioner is Constable in BSF and due to village politics the  
accused persons have named the petitioner. Statement has been  
made in paragraph 3 of the petition that the petitioner has no  
criminal antecedent.

Considering the aforesaid facts, 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, Gopalganj in connection with Mirganj P.S. Case No.323 of 2014 subject to the conditions as laid down under Section 438(2) Cr.P.C.

The bail bonds of the petitioner will be accepted on filing of an affidavit by the petitioner before the learned court below that he will regularly cooperate in the investigation. The said affidavit will be transmitted by the learned court below to the concerned I.O. Non cooperation in investigation by the petitioner will give liberty to prosecution to file application for cancellation of bail bond by learned court below.

**(Dinesh Kumar Singh, J)**

Anil/-

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