

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6207 of 2016

Arising Out of PS.Case No. -373 Year- 2015 Thana -BIHARSHARIF District- NALANDA
(BIHARSHARIFF)

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1. Anil Kumar Son of Shiv Shankar Prasad, Resident of Mohalla -
Neemganj Chowki, P.s. - Bihar Sharif, District - Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar Sinha

For the Opposite Party/s : Mr. Ajit Kumar(App)

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

ORAL ORDER

2 09-02-2016

Heard learned counsels for the petitioner and the State.

The petitioner is apprehending arrest in a case registered
for the offences punishable under Sections 419,420,467,468 and
120B of the Indian Penal Code.

The prosecution case is that the Commandant, Home
Guards, submitted a written report on the direction of the District
Magistrate, Nalanda alleging therein that during selection of
Home Guards in the year 2011, in place of 12 bonafide candidates,
imposters appeared at the physical test. The suspicion was raised
against the petitioner since the petitioner was also one of the
candidates and the video footage suggests that in place of
petitioner some other person appeared at the physical test.

It is submitted by the learned counsel for the petitioner that only on suspicion the accusation has been levelled. The actual selection has not been made till date and even assuming the accusation, at best, the offence under section 419 IPC is made out, which is bailable. 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, Nalanda at Biharsharif in connection with Bihar P.S. Case No.373 of 2015 subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Dinesh Kumar Singh, J)

Anil/-

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