

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.10092 of 2016

Arising Out of PS.Case No. -118 Year- 2014 Thana -ISUAPUR District- SARAN

1. Sant Kumar Singh son of Late Kamlapati Singh Resident of village-
Baropur, P.S. Nabiyapur, District- Chapra (Saran)

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Chandra Sen Prasad Singh, Advocate

For the Opposite Party/s : Mr. Pancha Nand Pandit, (App)

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

3 18-05-2016 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Isuapur P.S.Case No. 118/2014 for offences alleged under
Sections 420,406, 467, 468, 469, 120(B)/34 of the Indian Penal
Code.

Initially Complaint case was lodged, which was
later on registered as the present P.S. in which the allegations is
that under false assurance given to the informant of securing
employment in Jai Prakash University, Chapra, induced him to
pay money to the tune of Rs. 3,00,000/- and subsequently handed
over appointment letters in his favour, which was found to be
forged. This happened in the month of July, 2013.



It has been submitted by the learned counsel for the petitioner that there was no eye witness to the alleged handing over money for seeking appointment of the informant's son and there are no documents or papers available that the amount was given to the petitioner by the informant. He further submits that there is no chance that the petitioner would be tampering with the evidence or absconding during the course of trial. There is inordinate delay in lodging of FIR and that other co-accused have since been granted the privilege of anticipatory bail vide Cr. Misc. No. 5940 of 2016 dated 23.02.2016.

Learned counsel for the State however submits that the petitioner along with the co-accused are named in the F.I.R., hence opposes the prayer for bail.

Considering the facts and circumstances of the case and that other co-accused has already been granted bail, let the above named petitioner, in the event of his arrest or surrender before the court below within a period of eight weeks from today, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Saran at Chapra in connection with Isuapur P.S. Case No. 118/2014, subject to the conditions as laid down under Section 438(2) Cr. P. C.

This is subject to the condition that the petitioner will be well represented in the Court as and when required and in case of absence for two consecutive dates or in case of violation of terms of bail, his bail bond will be liable to be cancelled.

(Nilu Agrawal, J)

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