

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41680 of 2016

Arising Out of PS.Case No. -216 Year- 2016 Thana -LAHERIMUHALLA District- NALANDA
(BIHARSHARIFF)

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1. Ambika Prasad, Son of Late Laxmi Mahto
2. Pintu Raut @ Pintu Kumar Son of Upendra Raut
3. Sanjay Prasad @ Sanjay Kr. Son of Late Kesho Mahto @ Keshav Mahto
4. Manoj Prasad @ Manoj Kumar, Son of Bhagwat Prasad null
5. Mantu Kumar Son of Rampal Prasad
6. Sachin Kumar son of Arjun Prasad All are resident of Village- Mayapur,
P.S.- Katarisarai, District- Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhananjay Kumar Tiwary

For the Opposite Party/s : Mr. Sri Anish Chandra

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

4 28-01-2017 Heard learned Counsel for the petitioners and learned
Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail, arises out
of Laheri Police Station Case No. 216 of 2016 corresponding to G.R.
No. 2663 of 2016, disclosing offences under Sections 420/34 of the
Indian Penal Code and 66 of Information & Technology Act.

Accusation is of fraud by operating a scheme “Chehra
Pehchano Inama Pao”.

Learned counsel for the petitioners has submitted that
these petitioners are not named in the F.I.R. merely on the confession
of co-accused, Sharwan Kumar, who has already been granted regular



bail by a co-ordinate Bench of this Court in Cr. Misc. No. 46036 of 2016, these petitioners have been implicated in this case. Except the confessional statement of Sharwan Kumar, nothing is on record to make out a case under Section 420 I.P.C. against these petitioners. Moreover, co-accused, Kiran Sinha, has already been granted regular bail by a co-ordinate Bench of this Court in Cr. Misc. No. 39988 of 2016. The case of these petitioners are on better footing and hence they deserve the privilege of anticipatory bail.

Considering the facts and circumstances of the case and the nature of allegation, let these petitioners, in the event of their arrest or surrender before the Court below within six weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Biharshariff, Nalanda in connection with Laheri Police Station Case No. 216 of 2016 corresponding to G.R. No. 2663 of 2016, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Arvind Srivastava, J)

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