

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5894 of 2017

Arising Out of PS.Case No. -441 Year- 2016 Thana -BUXAR District- BUXAR

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Anand Shankar Ojha son of Sri Singheshwar Ojha @ Shridheswar Ojha
resident of Village - Brahamrishi Colony, P.S. - Buxar (Town), District -
Buxar.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Fahad Khurshid, Advocate

For the Opposite Party : Mr. Kumar Ranjit Ranjan, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY KUMAR
ORAL ORDER

2 15-02-2017

Heard.

The petitioner is in custody in connection with Buxar
P.S.Case No.441 of 2016 registered for an offence under Sections
406, 420 and 34 of the IPC.

The prosecution case, as lodged by the informant who
is Manager of the Heritage Hotel, Buxar is that on 20.09.2016
room no.201 was booked in the name of the petitioner at the rate
of Rs.2500/- per day. Some persons came to meet the petitioner
and when informant objected, they told that they are his guests and
will leave the hotel after some time. In the meantime, police raided
the petitioner's room and found nine persons there playing gamble
and on search police recovered cash and mobiles from the accused
persons. Thereafter a seizure list was prepared.



Learned counsel for the petitioner submits that there is no recovery from the possession of the petitioner. The persons arrested from the place of occurrence have been allowed bail. The petitioner was never arrested from the place of occurrence nor any incriminating material is against him. The petitioner is in jail custody since 28.11.2016. However, learned APP opposed the prayer for bail.

Considering the aforesaid facts and circumstances, the above named petitioner is directed to be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of CJM, Buxar in connection with Buxar P.S.Case No.441 of 2016.

(Sanjay Kumar, J)

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