

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23966 of 2017

Arising Out of PS.Case No. -464 Year- 2009 Thana -PIRBAHOR District- PATNA

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Kundan Kumar S/o Girish Kumar @ Girish Pokharpur, R/o-Vill Pokharpur,
P.S.-Giriyak, Distt. Nalanda

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Amresh Kumar Sinha

For the Opposite Party/s : Mr. Ahtash Ali Khan

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR
UPADHYAY
ORAL ORDER

2 31-05-2017

Heard learned counsel for the petitioner and the State

The petitioner is in custody in connection with
Pirbahore P.S. Case No. 464 of 2009 for the offence under
Sections 467, 468, 471 and 420/34 of the Indian Penal Code.

The F.I.R. was lodged on 23rd November, 2009 on
the written report of Registrar, Patna University, Patna at the
order of the Vice-Chancellor.

From perusal of the letter of the Registrar, Patna
University, it appears that petitioner and others named in the
F.I.R. used forged letters purportedly issued by the office of the
Governor of Bihar for favour in the matter of admission in Patna
University. The petitioner has stated in para-06 of the petition
that he has never applied for admission in Patna University. In
para-07 of the petition, the petitioner stated that he never
approached the H.E. Chancellor Bihar for his admission in Patna



University in Chancellor's quota. Para -03 of the petition indicates that petitioner has no criminal antecedent. Similarly situated co-accused Pankaj Kumar and Vikash Kumar have been granted bail on 17.03.2011 vide order passed in Criminal Miscellaneous Nos. 42648 of 2010 and 42806 of 2010, respectively, Md. Kamran Arif was granted bail on 18.11.2011 vide order passed in Criminal Miscellaneous No.37917 of 2011 and Osim Prakash was granted bail on 09.11.2011 vide order passed in Criminal Miscellaneous No. 36827 of 2011.

Having regard to the facts, mentioned above, and similarly circumstanced other co-accused have been granted bail, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Patna or his successor Court in connection with Pirbahore P.S. Case No. 464 of 2009 on the condition that the petitioner shall co-operate in the trial and will not in any manner influence the evidence or the witnesses.

(Anil Kumar Upadhyay, J)

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