

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33321 of 2017

Arising Out of PS.Case No. -61 Year- 2016 Thana -CHAPRA MUFFASIL District- SARAN

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Santosh Kumar Singh @ Santosh Singh S/o Madan Singh Village- Harpur
Purab Tola, P.S.- Baniapur, District- Saran, Presently at Socklating Tea
State, P.S.- Pulibor, District- Assam and Wrongly described as Presently at
Khokhla, P.S. Pulibor, District- Assam.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bishwajeet Singh
For the Opposite Party/s : Mr. Sri Bisheshwar Ram

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 20-07-2017 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail, arises
out of Chapra Sadar Muffasil Police Station Case No. 61 of
2016, disclosing offences under Sections 406 and 420 of the
Indian Penal Code.

Learned counsel for the petitioner has submitted that
the petitioner, who is of clean antecedent, is innocent and has not
committed any offence. In fact, the alleged occurrence is of the
year 2013 whereas the First Information Report has been lodged
in the year 2016 after lapse of three years without explaining
plausible delay, which itself creates doubt on the prosecution



version. No such occurrence as alleged in the F.I.R. has taken place ever. Hence, the petitioner deserves the privilege of anticipatory bail.

Considering the facts and circumstances of the case, let the petitioner, above named, in the event of his arrest or surrender before the Court below within six weeks, 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 learned Chief Judicial Magistrate, Saran, in connection with Chapra Sadar Muffasil Police Station Case No. 61 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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