

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37374 of 2018

Arising Out of PS. Case No.-612 Year-2015 Thana- KHAZANIHAT District- Purnia

Saroj Chauhan, son of Late Jagat Kishore Chauhan, resident of Village-
Barbanna, P.S. K.Hat, (Marange), District- Purnea.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Praveen Kumar Agrawal, Advocate
For the Opposite Party/s : Mr. Dr.Mrityunjaya Kr.Gautam, APP

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 05-07-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is seeking anticipatory bail
in connection with K. Hat (Maranga) P.S. Case No.612 of 2015,
registered for the offence punishable under Sections 419, 420,
467, 468 and 471 of the Indian Penal Code.

Allegation has been made against the petitioner that
he had moved before the Court below for anticipatory bail
bearing No.1629 of 2014 filed by Dropadi Devi and others
including petitioner and the affidavit was sworn in the said
anticipatory bail by one Chandra Shekhar Chauhan. Thereafter,
another anticipatory bail application vide A.B.P. No. 438 of
2015 was filed by the petitioner without disclosing of filing of
earlier anticipatory bail before the Court below. When the office



has pointed out the same, then plea was taken that it was filed by the enemy of the petitioner, which the Court below has found to be a suppression of fact and that led to lodging of F.I.R.

Learned counsel for the petitioner submits that in the case he was granted anticipatory bail by the Court below itself and after release from the jail custody on 03.07.2016 another case has been lodged and submits that the petitioner has not committed any forgery. However, on perusal of the order passed by the Court below it appears that it is a fraudulent act of the petitioner.

In such view of the matter, this Court is not inclined to grant bail to the petitioner. Accordingly, the prayer for bail is rejected. However, if the petitioner surrenders before the Court below within four weeks from today and prays for regular bail, the Court below will consider the same and pass appropriate order without being influenced by the order of this Court.

(Shivaji Pandey, J)

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