

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20482 of 2018

Arising Out of P.S.Case No. -617 Year- 2017 Thana -SUPAUL District- SUPAUL

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Saroj Kumar @ Saroj Yadav S/o Vindeshwar Ray, R/o Village- Bira
Ansauli, P.- Supaul, District- Supaul.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Kumar, Advocate

For the Opposite Party/s : Mr. Dr. Mrityunjaya Kumar Gautam, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY KUMAR
ORAL ORDER

3 03-05-2018

Heard.

The petitioner apprehends arrest in connection with
Supaul P.S.Case No.617 of 2017 pending in the Court of CJM,
Supaul registered for an offence under Sections 419, 420 and
120(B)/34 of the IPC.

It appears that the above case was registered on the basis
of written report of Superintendent, BB Girls, High School,
Supaul. It is alleged that one Sumit Kumar, son of Ganga Prasad
Choudhary was found appearing for this petitioner in an
examination which was being held for selection of constable.
Similarly, another co-accused was also apprehended while
appearing in place of another candidate. Accordingly, the present
case was registered for the offence under Sections 419 and 420 of



the IPC.

It is has been submitted that this is a case of impersonation which is bailable offence. The allegation of cheating is omnibus and so the petitioner deserves anticipatory bail.

The learned APP opposed the submissions.

Considering the specific allegation of cheating by this petitioner in collusion with other co-accused in order to secure result in his favour, I am not inclined to grant privilege of anticipatory bail for this petitioner. Prayer for anticipatory bail is rejected. The petitioner is directed to surrender before the court below and pray for bail, where his prayer shall be considered on its own merit without being prejudiced by the order of this Court.

(Sanjay Kumar, J)

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