

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39942 of 2018

Arising Out of PS. Case No.-290 Year-2017 Thana- LALIT NARAYAN UNIVERSITY
District- Darbhanga

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Rajesh Kumar Mishra, Son of Sri Mahavir Mishra, Resident of Village-
Sagarpur, Police Station- Sakari in the district of Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prabhu Narayan Sharma
For the Opposite Party/s : Mr. Md. Ashlam Ansari

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 01-08-2018 Heard learned counsel for the petitioner and learned APP
for the State.

Petitioner apprehends his arrest in LNMU P.S. case no.
290 of 2017 instituted for the offence under Section(s) 420, 468
and 469 of the Indian Penal Code.

Learned counsel for the petitioner has submitted that
petitioner was earlier employee of the Mahindra Show room.
He has left the job in the Month of July, 2017 due to non
payment of salary.

The instant FIR has been lodged on 1.12.17 levelling
allegation that he received money from some of the customers
for registration of the vehicle and those registration certificates
were found forged.



Learned counsel for the petitioner has submitted that during investigation not a single such certificate was produced.

Learned APP for the State has submitted that some of the certificates are enclosed with the FIR.

Learned counsel for the petitioner submits that there is dispute between the customers and Mahindra Show Room authority for issuance of such alleged forged certificates. The informant has falsely implicated this petitioner in the aforesaid occurrence although he had already left the job in the month of July, 2017 for non payment of the salary. The alleged dispute is between the Mahindra Show Room authority and the customers.

In the facts and circumstances of the case, prayer of the petitioner for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today in connection with LNMU P.S. case no. 290 of 2017, G.R. No. 3431 of 2017 he shall be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the CJM, Darbhanga, subject to the conditions as laid down under Section 438(2) Cr. P. C. with further conditions:(1) bailors should be local having sufficient



immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and absence on two consecutive dates without proper and reasonable reason will automatically cancel bail bond of the petitioner and (3) if petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

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