

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.16965 of 2018

Arising Out of PS.Case No. -8 Year- 2018 Thana -BHABHUA District- BHABHUA (KAIMUR)

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1. Ajay Kumar Yadav Son of late Jag Narayan Yadav the then Storekeeper,
District Store-cum-Drug ware House, Presently Clerk, Sadar Hospital,
Bhabhua, Resident of Village Saraiya, P.S. Chenari, District Rohtas at
Sasaram.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mritunjay Kumar

For the Opposite Party/s : Mr. Sri Satyavarat Verma

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 24-04-2018 Heard the parties.

The petitioner is apprehending his arrest in connection with
Bhabhua P.S. Case No.08 of 2018 registered for offences
punishable under Sections 409, 353, 120(B) & 34 of the Indian
Penal Code.

Allegation against the petitioner is of keeping the medicines
of value of Rs.1 crore at a separate place and all the medicines
have expired.

Submission of the learned counsel for the petitioner is that
he is no way responsible for keeping the medicines in the storage .
One co-accused has named the petitioner and except the
confessional statement, there is nothing against him.



Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, I am not inclined to grant anticipatory bail to the petitioner rather let the petitioner surrender before the learned court below within a period of four weeks from the date of receipt of the order and on his surrender he will be released on provisional bail till submission of the charge-sheet and it is needless to say that the petitioner has to co-operate in the investigation, otherwise his bail bond shall be cancelled.

further once the charge-sheet has been submitted and the case has been found true against the petitioner, the petitioner has to surrender and make prayer for regular bail, which will be considered by the learned court below on its own merit on the basis of materials available at that time.

With the aforesaid direction, this application is disposed of.

(Vinod Kumar Sinha, J)

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