

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.3246 of 2019**

Arising Out of PS. Case No.-72 Year-2018 Thana- SAMASTIPUR MUFFASIL District-  
Samastipur

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Mithun Kumar, son of Pramod Jha @ Pramod Kumar Jha, Resident of  
Village- Saraiya, P.s.- Jandaha, District- Vaishali at Hajipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Pramod Mishra  
For the Opposite Party/s : Mr.Anil Kumar Singh No. 1

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA  
ORAL ORDER**

3      26-03-2019      The petitioner apprehends his arrest in connection with  
  
Samastipur (Muffasil) P.S.Case No. 72 of 2018 registered under  
  
Sections 120B, 419 and 420 of the Indian penal Code and  
  
Section 10 of the Bihar Conduct of Examination Act, 1981.

Allegation against the petitioner is of allowing other  
accused to appear in place of him in the I.T.I. Examination.

Submission of learned counsel for the petitioner is that  
petitioner has falsely been implicated in this case and as a  
matter of fact, one Rahul Mishra has gone to inform in the  
examination about the illness of the petitioner but he was  
arrested and this false case has been lodged against him. He  
submits that said Rahul Mishra has been granted regular bail by  
the court below.



Heard learned APP also.

Having heard both sides and in view of the facts and circumstances, as stated above, I am not inclined to grant privilege of anticipatory bail to him rather he should surrender within a period of six weeks from the date of receipt of a copy of this order and make prayer for regular bail, which shall be considered and disposed of on its own merit without being prejudiced by this order, if possible, on the same day.

**(Vinod Kumar Sinha, J)**

sujit/-

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