

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20280 of 2019**

Arising Out of PS. Case No.-23 Year-2019 Thana- BHAGALPUR KOTWALI District-
Bhagalpur

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VIVEK KUMAR Son of Late Naresh Prasad Sah Resident of Mohalla -
Mohaddinagar, P.S.- Mojahidpur (Babarganj), District - Bhagalpur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. N.K. Agrawal, Senior Advocate Mr.Pravin Kumar Sinha, Advocate
For the Opposite Party/s :		Mr.Jai Narain Thakur, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER**

2 02-04-2019 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner is in custody in connection with
Kotwali (Jogsar) P.S. Case No. 23 of 2019, registered for the
offence punishable under Sections 370, 370(A), 120(B)/34 of
the Indian Penal Code and Section 3,4,5,6, and 7 of the Immoral
Traffic Prevention Act, 1956.

Learned counsel for the petitioner submits that
petitioner has no criminal antecedent. Learned counsel for the
petitioner submits that the allegation against this petitioner is
that he was among the three persons who were found in
suspicion condition/ compromising position and on account of
suspicion of their involvement in immoral trafficking, they were



apprehended by the police in the instant case.

Mr. Mishra, counsel appearing on behalf of the State vehemently oppose the prayer for bail on the ground that it is a case of Immoral Traffic Act, therefore, the Court should not grant bail.

Considering the fact that the petitioner has no criminal antecedent, and he has remained in custody for more than 2 ½ months, the Court is inclined to grant bail to the petitioner. Let, the petitioner named above be released on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the Learned Chief Judicial Magistrate- Bhagalpur, in connection with Kotwali (Jogsar) P.S. Case No. 23 of 2019, G.R. No. 159 of 2019.

(Anil Kumar Upadhyay, J)

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