

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9489 of 2020

Arising Out of PS. Case No.-337 Year-2017 Thana- NAWADA District- Nawada

RAJESH KUMAR @ RATNESH KUMAR Son of Rajendra Prasad Resident
of Village - Gadhpur, P.S.- Silao, District - Nalanda. Driver of Vehicle
Registration Number - BR 21GA4498 Petitioner/s

Versus

The State of Bihar

.. ... Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jai Vardhan Narayan

For the Opposite Party/s : Ms.Rita Verma

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA

ORAL ORDER

2 04-03-2020

Heard learned Counsel for the petitioner and

learned Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail,
arises out of Nawada Town Police Station Case No. 337 of
2017, disclosing offences under Sections 420/120B/34 of the
Indian Penal Code and Section 156 of the R.P. Act.

The allegation against the petitioner is that the
petitioner had taken a sum of Rs. 1600/- and 10 litres of diesel
for the vehicle, bearing registration no. BR21GA-4498, which
was requisitioned by the district authorities for the purpose of
panchayat election. It has further been alleged that the
petitioner, being the driver of the vehicle in question, after
receipt of the advance money and diesel, did not ply the vehicle
in the panchayat election, which affected the election process.

Learned Counsel for the petitioner submits that the
petitioner has not committed the offence in the manner alleged



and he has falsely been implicated in the present case. He, referring to Annexure-2, submits that similarly situated co-accused person, Sunny Kumar, has been granted anticipatory bail by this Court by order, dated 27.06.2019, passed in Criminal Misc. No. 39415 of 2019.

Having regard to the submissions made on behalf of the parties and taking into consideration the fact that similarly situated co-accused person has been granted anticipatory bail by this Court, I am inclined to grant the petitioner privilege of anticipatory bail.

This application is, accordingly, allowed.

Let the petitioner, above named, in the event of his arrest or surrender before the Court below within four weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Nawada, in connection with Nawada Town Police Station Case No. 337 of 2017, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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