

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7669 of 2020

Arising Out of PS. Case No.-270 Year-2019 Thana- RAMKRISHNANAGAR District- Patna

RAKESH KUMAR Son of Late Maheshwar Prasad Verma Resident of
Urmila Niwas, Ganga Vihar Colony, Tekari Road, Mahendru, P.O-Mahendru,
P.S.-Sultanganj, District-Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kalpana, Advocate

For the State : Mr.Nitya Nand Tiwary APP

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

3 29-01-2021 Heard learned counsel for the petitioner and the learned
APP for State.

Learned counsel for the petitioner is expected to honor his
undertaking given in the instant case for depositing the requisite
court fee and to remove the defects as pointed out by office
when called upon.

Petitioner apprehends arrest in connection with Ram
Krishna Nagar PS Case No 270 of 2019 instituted for the
offence under Section(s) 467,468,471 and 420 of the Indian
Penal Code.

The crux of the allegation is that based on a forged
certificate of the informant, the petitioner was running a
Pharmacy.

Petitioner's counsel submits that he was *bonafide* in
running his Pharmacy as the informant had allowed him to use
his Certificate and run the Pharmacy.

The learned APP has submitted that petitioner is



admittedly not having a Certificate of Pharmacy, even if he was running it with the consent of the Certificate holder, he cannot be absolved of his responsibilities/liabilities and that such action claimed to be *bonafide* is in fact, having social repercussions as he was practicing Pharmacy without having a valid certificate.

Considering the rival submissions, prayer of the petitioner for grant of anticipatory bail is rejected.

(Madhuresh Prasad, J)

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