

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12749 of 2021

Arising Out of PS. Case No.-42 Year-2020 Thana- SACHIVALAYA District- Patna

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NAGENDRA GIRI S/o Late Anup Giri Resident of New Punaichk, P.S.-
Krishnapur, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Ms. Nivedita Nirvikar, Sr. Advocate
For the Opposite Party/s : Mr. Gauri Shankar Gupta, APP

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

3 17-12-2021 Heard Ms. Nivedita Nirvikar, learned Advocate
for the petitioner and Mr. Gauri Shankar Gupta, learned
APP for the State.

The petitioner seeks bail in anticipation of his
arrest in connection with Sachivalaya P.S. Case No. 42
of 2020 dated 06.03.2020 instituted for the offences
under Sections 385 and 387 of the Indian Penal Code.

In the FIR it has been alleged that one Tarun
had been collecting money from the street vendors in an
unauthorized manner. When aforesaid Tarun was
interrogated, he disclosed that he was collecting such
money at the instance of the petitioner.

Learned counsel for the petitioner has
submitted that the vendors have unauthorizedly put up
their stalls in the parking place which has been tendered



in favour of the petitioner.

It has further been submitted that the petitioner has been continuously writing to the authorities for removal of encroachment.

The upshot of the aforesaid argument is that the petitioner is attempted to be brow-beaten by the vendors for not taking any further steps for their eviction from the parking place.

The petitioner does not have criminal antecedents.

Considering the aforestated facts, the petitioner is directed to be released on bail, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, on his furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate-II, Patna in connection with Sachivalaya P.S. Case No. 42 of 2020, subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Ashutosh Kumar, J)

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