

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63038 of 2021**

Arising Out of PS. Case No.-271 Year-2021 Thana- FORBESGANJ District- Araria

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Ajay Choudhary @ Ajay Jaiswal Son of Shiv Narayan Jaiswal Resident of
village - Sultan Pokhar, Ward No. - 4, P.S. - Forbesganj, Dist.- Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ramesh Kumar Singh
For the Opposite Party/s : Ms.Madhuri Lata

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

2 12-07-2022 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in Forbesganj P.S.
Case No. 271 of 2021, registered for the offences punishable
under Sections 419, 420 and other allied sections of the Indian
Penal Code and section 4/5 of the Bihar Ban of Lottery Act.

Prosecution case in brief is that all the FIR accused
persons are alleged to have selling lottery tickets in the house of
petitioner. It is further alleged that on search, bundles of lottery
tickets and cash were recovered from the house. On search of
apprehended accused person, some lottery tickets, mobile and
cash have been recovered from their possession. Apprehended
accused persons disclosed the name of this petitioner as one of
their associates.



It is submitted that the house in question from where recovery is alleged to have been made was let out to one apprehended co-accused Raj Kumar Mandal and without the knowledge and consent of petitioner, the accused persons were running the business of selling of lottery ticket illegally. Petitioner claims clean antecedent.

Considering the facts aforesaid, the petitioner above-named, in the event of his arrest/surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Araria in connection with Forbesganj P.S. Case No. 271 of 2021, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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