

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31371 of 2023

Arising Out of PS. Case No.-118 Year-2023 Thana- NAGAR District- Vaishali

VIKASH KUMAR SHARMA @ VISHAL RAJ @ VISHAL SHARMA SON
OF VIJAY KUMAR SHARMA R/O-MAHAVIR SADAN HATHSARGANJ,
HAJIPUR, P.O.-HAJIPUR, P.S.-HAJIPUR TOWN, DISTT.-VAISHALI-
844103

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Birendra Narayan Sharma, Advocate

For the Opposite Party/s : Mr.Md. Fahimuddin, APP

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

- 2 14-07-2023 1. Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.
2. This is an application for grant of anticipatory bail
in connection with Vaishali (Hajipur) Town PS case no. 118 of
2023, registered for the offences punishable under Section 406
and other allied sections of the Indian Penal Code.
3. The allegation is regarding the petitioner and one
another co-accused person having taken the original certificate
and money from the informant for getting her admitted in the
College in question, where the informant had met the accused
persons but thereafter, it transpired that the registration/
admission receipt given to the informant is forged, resulting in
her not being able to sit in the Class-12th examination.



4. The learned counsel for the petitioner submits that the petitioner is innocent, he has been falsely implicated in the present case and is having a clean antecedent. The learned counsel for the petitioner has further submitted that the petitioner is ready to join investigation, in case the petitioner is granted the privilege of anticipatory bail.

5. *Per contra*, the learned APP for the State has vehemently opposed the prayer for bail.

6. Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the parties and taking into account the materials available on record as also considering the fact that the petitioner is ready to join investigation by appearing before the S.H.O. of the concerned Police Station, I deem it fit and appropriate to admit the petitioner to the privilege of anticipatory bail, however, subject to certain conditions.

7. Accordingly, the abovenamed petitioner, in the event of his arrest or 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 released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of



learned court of Chief Judicial Magistrate, Vaishali at Hajipur in connection with Vaishali (Hajipur) Town PS case no. 118 of 2023, subject to the conditions as laid down under Section 438(2) of Code of Criminal Procedure.

8. It is further directed that the petitioner shall mark his presence before the officer-in-charge of the concerned police station at 10 am on every Monday, starting from the day he is released on bail, and in case of failure to do so on two consecutive occasions, the present privilege of bail shall stand cancelled automatically and the petitioner shall be taken into custody forthwith.

(Mohit Kumar Shah, J)

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