

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22984 of 2024

Arising Out of PS. Case No.-389 Year-2023 Thana- BHANGWANPUR HAT District- Siwan

Hansraj Singh @ Hansraj Kumar Singh@ Santosh Singh, Son Of Shri Baban Singh, Resident Of Village- Ratan Parauli, P.S.- Bhagwanpur Hat, District- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Singh, Advocate

For the Opposite Party/s : Mr. Harendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 15-04-2024 Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

2. The petitioner apprehends his arrest in connection with Bhagwanpur Hat P.S. Case No. 389 of 2023 registered for the offences punishable under Sections 420, 467, 468 of the Indian Penal Code and Section 125 (A) (3), of the Panchayati Raj Act, 2006.

3. As per prosecution case, allegation against the petitioner is that he has concealed his criminal antecedent in the document furnished by him for nomination in the Up-Panchayat Election-2023.

4. Learned counsel for the petitioner submits that he is innocent and has falsely been implicated in this case. Three cases related to Excise Act are pending against the petitioner in



which he is on bail but inadvertently he has not mentioned the same in the nomination paper. He further submits that no case is made out against the petitioner under Sections 420, 467 and 468 of the Indian Penal Code and Section 125 (A) (3) of Panchayat Raj Act, 2006 is bailable in nature. He further submits that there was no willful or deliberate intention of petitioner to conceal his criminal antecedent and the same was not mentioned in the nomination paper due to lack of knowledge about the required provision which is his bonafide mistake only. Petitioner is ready to cooperate in the investigation and trial.

5. Learned APP opposes the prayer for anticipatory bail of the petitioner.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bonds of Rs. 10,000/- (rupees ten thousand) each with two sureties of the like amount each to the satisfaction of the concerned Court where the case is pending in connection with Bhagwanpur Hat P.S. Case No. 389 of 2023, subject to the conditions as laid down under Section 438 (2) of the Code of



Criminal Procedure.

(Sunil Dutta Mishra, J)

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