

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51581 of 2024

Arising Out of PS. Case No.-401 Year-2023 Thana- BANKA District- Banka

Kulwant Kumar S/o Siheshwar Mandal R/o Village Itwa, PS- Dharhara, Distt
Munger

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. N.K. Agarwal, Sr. Adv. Mr. Jyoti Ranjan Jha, Adv.
For the Opposite Party/s :		Mr. Shaheen Begum, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 19-07-2024 Heard learned counsel for the petitioner and

learned A.P.P. for the State.

2. The petitioner apprehends arrest in connection with Banka P.S. Case No. 401 of 2023 dated 14.06.2023, instituted for the offence punishable under Sections 420, 467, 468, 471 and 120(B) of the Indian Penal Code.

3. Allegation against the petitioner is that he produced forged/fake certificate for getting employment as Special Survey Amin on contractual basis.

4. Learned counsel for the petitioner submits that the petitioner is innocent and he has been falsely implicated in this case. It is submitted that petitioner has been terminated from service on 26.05.2023 vide letter dated



30.05.2023 issued by Secretary Land Revenue Department. It is further submitted that other similarly situated persons, namely, Manish Kumar, Rakesh Kumar Sharma @ Rakesh Sharma and Abhinandan Kumar have been granted bail *vide* order dated 17.02.2024 passed in Criminal Miscellaneous No. 5412 of 2024 by this Court and another co-accused person, namely, Sohan Kumar has been granted bail *vide* Criminal Miscellaneous No. 14579 of 2024 by a Co-ordinate Bench of this Court. Another co-accused persons, namely, Rajlal Kunwar and Devendra Prasad Kunwar have also been granted bail *vide* Criminal Miscellaneous No. 19997 of 2024 by another Co-ordinate Bench of this Court. Lastly, it has been submitted that he has no criminal antecedent.

5. Learned A.P.P. has opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest / surrender of the petitioner within a period of six weeks from today, in connection with Banka P.S. Case No. 401 of 2023, he shall be released on



anticipatory bail upon furnishing bail bonds of Rs. 10,000/-
(ten thousand) with two sureties of the like amount each to
the satisfaction of the learned C.J.M., Banka, subject to
condition as laid down under Section 438(2) of the Cr.P.C..

(Khatim Reza, J)

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