

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61790 of 2024

Arising Out of PS. Case No.-216 Year-2024 Thana- MOTIHARI TOWN District- East
Champaran

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Hemant Kumar @ Mantu Kesari @ Hemant Prasad keshari Son of Late
Ramesh Prasad Village - Thakurbari (Nakchhed tola), P. S - Motihari Town ,
District - East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Hemant Kumar, Advocate

For the Opposite Party/s : Mr. Rajendra Prasad Nat, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 01-10-2024 Heard learned counsel for the petitioner and the State.

2. Petitioner apprehends arrest in a case registered for
the offences punishable under Sections 188, 447, 327/34 of the
Indian Penal Code.

3. According to F.I.R., this petitioner, along with two
other F.I.R. named accused persons, was constructing brick wall
without permission of the concerned authority.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has committed no offence. The joint
report of Halka Karamchari and Anchal Amin shows that
petitioner is running shop No. 80 in Meena Bazar at Motihari
and rent is being paid to the Government of Bihar, receipt of the
which is being issued in the name of Rameshwar Prasad, who is



father of this petitioner. Moreover, dispute is of civil nature and petitioner has got clean antecedent.

5. Learned A.P.P. for the State vehemently opposed the bail application.

6. Considering the nature of accusation and clean antecedent, this anticipatory bail is allowed and it is ordered that let the above named petitioner in the event of his arrest/surrender before the court below within a period of eight weeks from today, 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 Chief Judicial Magistrate, Motihari, East Champaran in connection with Motihari Town P. S. Case No. 216 of 2024, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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