

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A. B. A. No. 2934 of 2023

Raj Kumar Saha @ Raju Saha @ Niladri Shekhar Petitioner
Versus

The State of Jharkhand Opp. Party

CORAM: HON'BLE MR. JUSTICE GAUTAM KUMAR CHOUDHARY

For the Petitioner : Mr. Deepankar, Advocate
For the State : Mr. S.P. Jha, A.P.P.

Oral Order

02 / Dated : 28.04.2023

Apprehending his arrest, the petitioner named above has moved this Court for grant of anticipatory bail in connection with Barharwa P.S. Case No. 197 of 2022 registered under Section 420 of the Indian Penal Code, Section 7(iii) of Lotteries Regulation Act and Section 11 of Bengal Public Gambling Act, pending in the court of J.M. 1st Class, Rajmahal.

Heard the parties.

It is submitted by learned counsel for the petitioner that the allegation against the petitioner is that some lottery tickets were seized from the house of the petitioner. The offence under Section 420 of IPC will not be made out on the basis of this assertion as it is not stated that who has been cheated on account of said Act.

The Addl. P.P. opposed the prayer for bail.

Considering the submissions of learned counsel and the fact as discussed above, the anticipatory bail application is allowed. Hence, in the event of his arrest or surrender within a period of two weeks from the date of this order, the petitioner named above shall be released on bail on furnishing bail bond of Rs.50,000/- (Rupees Fifty Thousand) with two sureties of the like amount each to the satisfaction of learned Court below, subject to the conditions laid down under section 438 (2) Cr. P.C. subject to further condition that the petitioner will not commit the same offence.

The petitioner will cooperate in the investigation and will appear on notice under Section 41A of Cr. P.C.

(Gautam Kumar Choudhary, J.)