

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37349 of 2015

Arising Out of PS.Case No. -73 Year- 2014 Thana -BAHADURPUR District- DARBHANGA

Suraj Kumar, Son of Pradip Prasad Yadav

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kameshwar Prasad Singh, Advocate

For the Opposite Party/s : Mr. Smt. Asha Kumari(App)

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

2 15-09-2015

Heard learned counsels for the petitioner and the State.

The petitioner is apprehending arrest in a case registered for the offences punishable under Section 420/34 of the Indian Penal Code and section 3 of Bihar Conduct of Examination Act, 1981.

It is alleged that one Rakesh Kumar was appearing in place of this petitioner in the Multi Tasking (non-technical) Staff, Exam-2014, conducted by the Staff Selection Commission.

It is submitted by learned counsel for the petitioner that the petitioner was not aware about Rakesh Kumar appearing in his place. Moreover, even assuming the accusation, the case comes under the purview of section 419 of the Indian Penal Code and non-grant of bail to the petitioner will jeopardize

his career.

Considering the aforesaid facts, let the above named petitioner be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of 12 weeks from today, on furnishing bail bond of ₹10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned CJM, Darbhanga in connection with Bahadurpur P.S. Case No.73 of 2014, subject to the conditions as laid down under Section 438(2) Cr.P.C.

The bail bond of the petitioner will be accepted on filing of the affidavit by the petitioner before the learned court below to the effect that he will regularly co-operate in the investigation. Non-cooperation in the investigation by the petitioner will give liberty to the learned court below to cancel the bail bonds of the petitioner.

Ashwini/-

(Dinesh Kumar Singh, J)

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