

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31627 of 2016

Arising Out of PS.Case No. -50 Year- 2016 Thana -C.B.I CASE District- MUZAFFARPUR

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Ranglal Tiwari, son of Triveni Tiwari, resident of village-Devdil, P.S. & District – Chaundauli (Uttar Pradesh).

.... Petitioner

Versus

The State of Bihar Through Cabinet Vigilance Department, Bihar, Patna

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Sourendra Pandey, Advocate

For the Opposite Party : Mr. Ramakant Sharma (Law Off. Vig)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 16-09-2016

Heard learned counsel for the petitioner and the learned counsel representing the State.

The petitioner seeks bail in connection with Vigilance P.S Case No. 50 of 2016, arising out of Special Case No. 23 of 2016 registered for the offences punishable under Sections 7, 13(2) read with Section 13(1)(d) of the Prevention of Corruption Act.

Allegedly, the petitioner being I.O. of Hajipur, Sadar P.S. Case No. 28 of 2016 demanded bribe of Rs. 10,000/- from the complainant which on verification was found true and accordingly the petitioner was caught red handed while accepting bribe amount of Rs. 10,000/- and the chemical test also shows positive result.

Submission is of false implication and that the petitioner is in custody since 07.05.2016 even he has got no criminal antecedent, charge sheet has already been submitted and there is no chance of tampering with the prosecution evidence.

The learned J.C. to Spl. Law Officer, vigilance Department opposes the prayer of bail.

In the facts and circumstances stated above, considering the detention of the petitioner and further that there is no chance of tampering with the prosecution evidence and as such now, he is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of the learned Special Judge, Vigilance, North Bihar, Muzaffarpur, in connection with Vigilance P.S. Case No. 50 of 2016 arising out of Special Case No. 23 of 2016, subject to the conditions that one of the bailors must be near relative and another having sufficient immovable property within the territorial jurisdiction of the Court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J.)

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