

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22439 of 2018

Arising Out of PS.Case No. -45 Year- 2018 Thana -GARDANIBAGH District- PATNA

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1. Ganesh Ram, Son of Gopalji Ram of village Keshopur P.S. Simri District- Buxar.
 2. Vijay Kumar Vijay, Son of Arun Prasad of Village Khutha, P.S.- Lodipur, District- Bhagalpur
 3. Rohit Kumar, Son of Pramod Yadav of Village- Chhati Olapur, P.S.- Ghagha, District- Bhojpur.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kumari Sujata Sinha, Advocate

For the Opposite Party/s : Mr. Sri Satyendra Narayan Singh, APP

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD

ORAL ORDER

3 22-05-2018 Counsel for the petitioners prays for and is allowed permission to correct the District Bhojpur to be read as district Bhagalpur in description of petitioners no. 2 and 3.

Heard learned counsel for the petitioners and learned APP for the State.

This is a case registered under Sections 417 and 420 of the Indian Penal Code.

It is submitted by the petitioner's counsel that identical allegations have been made to many co-accused persons in respect of the same recruitment process that the L.T.I taken of physical tests by biometric machine did not match with the person who had appeared in the written test for appointment of constable. He



claims parity with the other co-accused persons who have been allowed bail in Cr. Misc. No. 22861 of 2018 and 21119 of 2018. Prior to the instant case the petitioners have no criminal antecedent and they are in jail custody since 22.02.2018.

In the facts and circumstances of the case, prayer for bail of the petitioners is allowed. Let the petitioners above named be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of **Sub-Judge XIV-cum- A.C.J.M Patna** in **Gardanibagh P.S. Case No. 45 of 2018** subject to the conditions :

- (i) That one of the bailors will be a close relative of the Petitioners who will give an affidavit giving genealogy as to how he is related with the Petitioners. The bailor will also undertake to inform the Court if there is any change in the address of the Petitioners.
- (ii) That the Petitioners will be well represented on each date and if they fail to do so on two consecutive dates, their bail will be liable to be cancelled.

(Madhuresh Prasad, J)

Prakash/-

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