

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26072 of 2018

Arising Out of PS. Case No.-52 Year-2018 Thana- GARDANIBAGH District- Patna

Rajesh Kumar son of Rajdeo Prasad @ Rajdev Prasad Resident of Village - Bodhgawan, P.S. - Phulwarisharif, District - Patna.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Samir Kumar

For the Opposite Party/s : Mr. Sri Parmeshwar Mehta

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

3 18-05-2018 Heard the learned counsel for the petitioner

and the State.

The petitioner who was an aspirant for being appointed as a constable seeks bail in connection with Gardanibag P.S. Case No. 52 of 2018 dated 22.02.2018 instituted for the offences under Sections 417 and 420 of the Indian Penal Code.

The thumb impression of the petitioner, taken at the time of physical examination was found to be different from what had been obtained during the written examination. On the basis of the aforesaid difference in the thumb impression on two occasions, the prosecution has jumped to the conclusion that the petitioner attempted to succeed in the examination by cheating.

Learned counsel for the petitioner has



submitted that no such attempt was made by the petitioner to become successful in the examination by cheating. Similarly situated other accused persons have also been granted bail by different Benches of this Court.

The petitioner is in custody since 23.02.2018.

Considering the aforesaid facts the petitioner above named is directed to be released on bail on his furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Sub-Judge-cum-Additional Chief Judicial Magistrate, Patna in connection with Gardanibag P.S. Case No. 52 of 2018.

(Ashutosh Kumar, J)

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