

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9638 of 2019

Arising Out of PS. Case No.-307 Year-2017 Thana- MADHUBANI TOWN District-
Madhubani

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Jai Prakash Yadav Son of Laxman Yadav, Resident of Village - Bauharba, P.S.
Phulparas, District- Madhubani.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Gagan Deo Yadav
For the Opposite Party/s : Mr.Chandra Bhushan Prasad

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 19-02-2019 Heard both sides.

The petitioner apprehends his arrest in Town P.S. Case
No.307 of 2017 registered under Sections 420, 467, 468, 471
and 34 of the Indian Penal Code.

The gist of the allegation is that the petitioner set up
one Ganga Prasad Yadav to appear at written examination held
for appointment/recruitment on the post of constable but Ganga
Prasad Yadav was apprehended and he disclosed that he was
appearing at the examination in place of his cousin Jai Prakash
Yadav (petitioner).

Learned counsel for the petitioner submits that the
petitioner has already suffered a lot and he has become an
accused in a criminal case. It is further submitted that the entire



career of the petitioner shall be ruined, if he is arrested, but from the allegation it appears that it was the petitioner who set up his own cousin to appear at the competitive examination held for recruitment on the post of constable. The petitioner wanted to get appointment by using unfair means.

Having considered the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

If the petitioner surrenders in the court below, the court below shall consider the prayer for regular bail of the petitioner on its own merit without being prejudiced from the order of this court.

(Prabhat Kumar Jha, J)

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