

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.36884 of 2019**

Arising Out of PS. Case No.-500 Year-2018 Thana- GARDANIBAG District- Patna

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1. MUKESH KUMAR S/o Shiva Nand Yadav R/o Village- Puna, P.S.- Hilsa, District- Nalanda
  2. Ram Kripal Kumar S/o Anil Prasad @ Anil Kumar R/o village- Govindpur, P.S.- Ghosi, District- Jehanabad
  3. Rajniti Kumar S/o Parmanand Prasad R/o village- Punajhari (Puna Dih), P.S.- Hilsa, District- Nalanda

... .. Petitioners.

Versus

1. The State of Bihar
2. The Central Investigation Bureau, Bihar, Patna
3. The Central Selection Board (Constable Recruitment) through its Chairman Bihar, Patna

... .. Opposite Parties.

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**Appearance :**

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|---------------------|---|-------------------------------------|
| For the Petitioners | : | Mr. Anil Kumar Singh, Advocate.     |
| For the State       | : | Mr. Parmeshwar Mehta, A.P.P.        |
| For C.S.B.C.        | : | Mr. Sanjay Pandey, Advocate.        |
| For O.P. No.3       | : | Mr. Binod Kumar Mishra, Advocate.   |
|                     |   | Mr. Vivek Anand Amritesh, Advocate. |

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA**

ORAL ORDER

3      20-08-2019                      As prayed for, learned counsel for the petitioners is permitted to make necessary correction in the prayer portion of this application within course of the day..

Heard the parties.

The petitioners apprehend their arrest in connection with Gardanibagh P.S. Case No.500 of 2018 registered under Section 419, 468, 471, 472 and 120(B) of the Indian Penal Code.



The accusation is that in the Constable Examination, out of 417 candidates, 235 candidates were qualified. Thereafter, on verification of their documents, the signature/thumb impression of 229 candidates including the petitioners were found different on the Admit-Card to the signature/thumb impression on the Attendance-Sheet.

Learned counsel for the petitioners submits that it would appear from the F.I.R. that only signature/thumb impression of the petitioners on the Admit-Card was found different to the signature/thumb impression on the Attendance-Sheet. On mere suspicion, the petitioners have falsely been implicated in this case. Further submission is that the similarly situated 5 co-accused have already been granted the privilege of pre-arrest bail by this Court vide order dated 01.08.2019 passed in Criminal Misc. No.19971 of 2019 with Criminal Misc. No.28691 of 2019. The petitioners have no criminal antecedents.

Having considered the facts and the circumstances of the case, let the petitioners, above named, in the event of their arrest or surrender by them within six weeks from today, be enlarged on bail on their furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like



amount each to the satisfaction of the Sub Judge-XIV-cum-  
Additional Chief Judicial Magistrate, Patna, in connection with  
Gardanibag P.S. Case No.500 of 2018, subject to the conditions  
laid down under Section 438(2) Cr.P.C.

**(Rajendra Kumar Mishra, J)**

P.S./-

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