

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.63088 of 2018**

Arising Out of PS. Case No.-40 Year-2013 Thana- ECONOMIC OFFENCES, BIHAR  
District- Patna

=====

Arvind Kumar Son of late Ramyatan Pd. Singh correct name Ram Jatan Pd. Singh Resident of Mohalla-Chanakyanagar Kumrahar, P.S.-Agam Kuan, Distt.-Patna

... .. Petitioner/s

Versus

The State Of Bihar Through The Superintendent Economic Offences Unit,  
Patna

... .. Opposite Party/s

=====

**Appearance :**

|                      |   |                                                                         |
|----------------------|---|-------------------------------------------------------------------------|
| For the Petitioner/s | : | Mr. N.K. Agarwal, Sr. Advocate<br>Mr. Ravi Bhardwaj, Advocate           |
| For the E.O.U.       | : | Mr. Akhileshwar Prasad Singh, Sr. Advocate<br>Mr. Vijay Anand, Advocate |
| For the Vigilance    | : | Mr. Anjani Kumar, Sr. Advocate                                          |

=====

**CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA**  
**ORAL ORDER**

5      16-01-2019                      Heard learned Senior Counsel for the petitioner and  
  
learned Senior Counsel appearing on behalf of the Economic  
  
Offences Unit.

The present application for continuance/confirmation of  
the order granting pre-arrest bail to the petitioner vide order  
dated 27.10.2015 passed in Cr. Misc. No. 48384 of 2014 has  
come before this Court for consideration.

Learned Senior Counsel for the petitioner submits that  
earlier this Court while considering the case of disproportionate  
assets by the investigating agency, had been pleased to extend



the privilege of anticipatory bail to the petitioner as they had not been able to complete the investigation and the matter has been hanging on his head. It is further submitted that pursuance to the earlier order, the petitioner has co-operated in the investigation and now charge-sheet has been submitted and, therefore, in view of the changed circumstances, he is renewing his prayer for anticipatory bail so that the same may be continued and he may not be put behind bars. Learned counsel for the petitioner submits that as and when required, he shall appear before the trial Court and co-operate in the charge including surrendering before the Court for the purposes of receiving the police papers and attending the Court for framing of charge. It is, thus, submitted that such interim protection which had been granted by this Court earlier may be continued as he has honoured the earlier order and not misused it and will not do so in future as well.

Learned Senior Counsel appearing on behalf of the Economic Offences Unit, however, submits that in view of the fact that the investigation against the petitioner had found the case to be true, charge-sheet was submitted against him and, therefore, in view of the changed circumstances, he is not



eligible for grant of anticipatory bail. He should, thus, surrender before the Court below and pray for appropriate legal remedy.

Having considered the entire facts and circumstance of the case and upon consideration of the earlier conduct of the petitioner including the fact that he is now ready to co-operate in the trial as well and appear before the Court as and when required, including appearance for taking over the police papers, I find no reason to reject his application. In view of such circumstances, the earlier order dated 27.10.2015 passed in Cr. Misc. No. 48384 of 2014 stands confirmed and the bail bonds filed earlier shall continue to hold good during the course of the trial.

It is further directed that in case there is any misdemeanor and/or non-adherence to the undertaking given to the Court on behalf of the petitioner or any act towards non-compliance of the present order, it shall be open for the Economic Offence Unit to move under the provisions of law for cancellation of the present order.

**(Anjana Mishra, J)**

Saif/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

