

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.61902 of 2018

Arising Out of PS. Case No.-208 Year-2018 Thana- KHAGAUL District-
Patna

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Rajeev Kumar Roshan Son of Ramashankar Yadav, Resident of Village-
Ariyaon, P.S.- Krishna Brahmr, District- Buxar.

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Bachan Jee Ojha, Advocate.

For the Opposite Party: APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

3 21-02-2019 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 468, 471/34 of the Indian Penal Code and
Section 10 of B.E.C. Act 1981 and also Section 66 'D' of I.T. Act
registered in connection with // P.S. Case No. xxx of xxxx

3. It is submitted that the petitioner has been falsely
implicated and in any event the copy of the OMR sheet was
uploaded after the examination was over and not during the
examination itself. Such upload has not been misused nor
benefited anyone nor the examination has been cancelled. The
petitioner uploaded the question and answer sheet only with a
view to verify the correctness of his answers later on which was
wholly bona fide. The petitioner claims clean antecedents.

4. Be that as it may, in the event of the petitioner's
arrest or surrender before the court below within six weeks from
the date of communication of this order, let the above named
petitioner be released on bail on furnishing bail bond of



Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-5th, Danapur, Patna in connection with Khagaul P.S. Case No. 208 of 2018, subject to the conditions as laid down under Section 438 (2) Cr.P.C., and also subject to the following further conditions:

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall cooperate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(iv) That the petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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