

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No 39303 of 2020**

Arising Out of PS. Case No.-1 Year-2020 Thana- PASRAHA District- Khagaria

RAJIV KUMAR JAISWAL @ DILIP CHOUDHARY S/o Devki Prasad
Choudhary R/o Village- Pasraha, P.S.- Pasraha, District- Khagaria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr Arvind Kumar, Advocate

For the Opposite Party/s : Ms Pushpa Sinha, APP

CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL ORDER

3 20-02-2021 Heard learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks bail in Pasraha Police Station (for
brevity, *PS*) Case No 1 of 2020 instituted for the offence
punishable under Sections 420, 406 of Indian Penal Code.

Allegation in the First Information Report is that the
petitioner was collecting money for providing job in the
Railways.

Learned counsel for the petitioner submits that the
petitioner is in custody since 26.08.2020. It is further submitted
that it is a case of false implication as the petitioner was not in a
position to provide jobs. He has no criminal antecedent.
Charge sheet has already been submitted.



Learned APP has opposed the prayer for bail.

Considering the rival submissions, prayer for bail is allowed. Let the petitioner, above named, be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Khagaria in Pasraha PS Case No 1 of 2020, GR No 78 of 2020 subject to the following conditions:-

(i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner.

(ii) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail bond will be liable to be cancelled.

Learned counsel for the petitioner is expected to honour his undertaking given in the instant proceedings today for depositing requisite Court fee and removing the defect (s), as pointed out, when called upon to do so.

(Madhuresh Prasad, J)

M.E.H./-

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