

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2864 of 2021

Arising Out of PS. Case No.-44 Year-2017 Thana- AGAMKUAN District- Patna

=====

BIPIN KUMAR Son of Shyam Narayan Prasad, Resident of Village-
Kurbapar, P.O. and P.S.- Nagarnausa, Distt- Nalanda, at present Anupam
Bihar, Jyoti Colony, P.S.- Agamkuan, Distt- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Vigilance Bureau, Patna

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s	:	Mr.Manish Kumar No.2, Adv.
For the State	:	Mr.Ajay Mishra, APP
For the Vigilance	:	Mr. Anil Singh, Adv.

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

5 10-02-2021 Heard Mr. Manish Kumar No.2, learned counsel for

the petitioner, Mr. Anil Singh, learned counsel for the Vigilance

Department and Mr. Ajay Mishra, learned A.P.P.

Petitioner seeks bail in Special Case No.11 of 2017
arising out of Agamkuan P.S. Case No.44 of 2017 registered
under Sections 419, 420, 467, 468, 471, 120(B) and 34 of the
IPC, under Section 66D of the I.T. Act and under Sections 7, 8,
9, 13(1)(c)(d) read with Section 13(2) of the Prevention of
Corruption Act.

Learned counsel for the petitioner submits that the
prayer for bail of the petitioner was thrice rejected by this Court
vide order passed in Cr.Misc.No.21091 of 2017,



Cr.Misc.No.23574 of 2018 and Cr.Misc.No.60439 of 2019. The petitioner was apprehended along with two other accused persons from where the raid was conducted for unearthing the exam scam in which it is alleged that they are involved in leaking the question papers of the examination to be held by the Bihar State Staff Selection Commission for appointment of Clerks and other government servants in different offices of the Government of Bihar. It is submitted that all other accused persons similarly situated have already been granted bail and the petitioner is in jail for last four years. The trial is not likely to be concluded in near future. The Hon'ble Supreme Court has also granted bail to Sudhir Kumar, the Chairman of Bihar State Staff Selection Commission since the charge sheet has already been submitted and he remained in jail for more than three years. The case of the petitioner is almost on similar footing.

Learned counsel for the Vigilance Department and learned A.P.P. did not dispute the facts.

Having considered the facts and the nature of allegations made against the petitioner and the fact that the petitioner has already remained in jail for four years and other accused persons have already been granted bail, the petitioner named above is directed to be released on bail on furnishing bail



bond of Rs.10,000/-(rupees ten thousand) with two sureties of like amount each to the satisfaction of learned Special Judge, Vigilance 1st, Patna in connection with Special Case No.11 of 2017 arising out of Agamkuan P.S. Case No.44 of 2017.

(Prabhat Kumar Jha, J)

Harish/-

U		T	
---	--	---	--

