

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27393 of 2022

Arising Out of PS. Case No.-118 Year-2017 Thana- VIGILANCE District- Patna

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Pappu Kumar Yadav Son Of Sri Kameshwar Prasad Yadav Resident of
Village - Rampur Jurawan , P.s.- Vaishali, Distt.- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar through Vigilance. Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Hemant Kumar

For the Opposite Party/s : Mr.Arvind Kumar

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 15-11-2022 Heard learned counsel for the petitioner, informant
and the State.

Petitioner apprehends arrest in registered for the
offence punishable under Section 13(2) r/w Section 13(1)(e) of
Prevention of Corruption Act, 1988.

As per prosecution case, allegation against this
petitioner who happens to be Mukhiya of Village Panchayat,
Mohammadpur, Vaishali is that he has accumulated huge
disproportionate amount as against his real income.

Learned counsel for the petitioner submits that earlier
pre-arrest bail application was rejected vide order dated
25.01.2009 with direction to surrender before the Court below
within a period of six weeks from the date of receipt of order
and make prayer for regular bail. Now, after lapse of almost two



years, petitioner has moved second anticipatory bail application on the ground that charge-sheet has already been submitted and as per the estimated savings of the accused and his family members comes to the tune of Rs. 26,67,000/-. Petitioner has got clean antecedent.

Learned counsel for the State opposes the prayer for bail application submitting that submission of charge-sheet cannot be treated to be a fresh ground for reconsideration of anticipatory bail.

In the opinion of this Court mere submission of charge-sheet is no ground for reconsideration of pre-arrest bail, hence, prayer for bail of the petitioner is refused with direction to surrender and seek regular bail which would be considered and disposed of on its own merit without prejudice.

(Prabhat Kumar Singh, J)

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