

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32558 of 2022

Arising Out of PS. Case No.-17 Year-2022 Thana- ALIPUR District- Gaya

RAVI RANJAN KUMAR SON OF RAMASHRAY YADAV R/O VILLAGE-
TEERA, P.S.- HULASGANJ, DISTRICT- JEHANABAD

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ansul

For the Opposite Party/s : Mr.Ajit Kumar

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 02-09-2022 The learned counsel for the petitioner is directed to

remove all the defects pointed out by the Stamp Reporter within one

month.

Petitioner seeks regular bail in a case registered for the
offences punishable under Sections 419 and 420/34 of the Indian
Penal Code as well as section 10 of Bihar Conduct Examination Act.

Allegedly, this petitioner appeared in place of other
student namely, Asutosh in 5th Semester of electrical engineering
examination and he was caught red handed while appearing in the
said examination in place of actual student Asutosh.

The main submissions advanced by Sri Ansul, the learned
counsel appearing for the petitioner are that alleged offence under
section 420 IPC is not made out and only offence under section 419
IPC may attract in this case which is triable by a Magistrate and other
offence under section 10 of Bihar Conduct Examination Act is



punishable six months' maximum imprisonment and the petitioner has been languishing in jail since 15.2.2022. having clean antecedent.

Sri Ajit Kumar, learned APP appearing for the State has opposed the prayer for bail.

In view of above submissions and mainly taking into account petitioner's custody period, his academic career and clean antecedent and also the fact that alleged offences are triable by a Magisterial court, in the opinion of this court, a lenient approach can be taken in respect of the petitioner. Let the petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Judicial Magistrate, Ist Class, Gaya in Alipur P.S Case No. 17 of 2022.

(Shailendra Singh, J)

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