

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42060 of 2022

Arising Out of PS. Case No.-147 Year-2022 Thana- SAMASTIPUR MUFFASIL District-
Samastipur

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VIBHUTI KUMAR @ BIBUTI KUMAR Son of Om Padarath Raut Resident
of Village - Piraouna, P.S.- Hasanpur, Distt.- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Mirityunjay Kumar
For the Opposite Party/s : Mr.Shantanu Kumar

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 28-11-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner undertakes to
remove the defects within three weeks. In the eventuality of
non-removal of defects within undertaken period, the office will
place the matter before the Bench.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Section 420 of the
Indian Penal Code and Section 10 of Bihar Examination
Conduct Act, 1981.

Allegation against the petitioner is that he has not
deposited the carbon copy of the O.M.R answer sheet (B) in the
examination center which is against the provision of Section 10



of the Bihar Examination Conduct Act, 1981.

Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. He submits that later on the examination of 194 students of the other district was conducted by on 27.03.2022. He further submits that an F.I.R. is also lodged against the Principle and Center Superintendent of the Examination conducting center. He submits that petitioner has no criminal antecedent as stated in para-3 of this application.

Learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances of the case, let the above named petitioner in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Mufassil P.S. Case No. 147/2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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