

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47968 of 2022

Arising Out of PS. Case No.-304 Year-2022 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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MOUSAM KUMAR SON OF LATE DHANANJAY KUMAR JHA A R/O
VILLAGE- HALWAI TOLA, PURANI BAZAR WARD NO.-6, NAGAR
PARISHAD, P.S. AND DISTRICT- MADHEPURA

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Raj Krishna Jha

For the Opposite Party/s : Mr.Sanjay Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

2 28-09-2022 The present matter has been listed under the heading
“To Be Mentioned” on the basis of motion slip filed on behalf of
the petitioner.

Let the defect(s), as pointed out by the office, be
removed within a period of four weeks from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in connection with Muffasil
(O.P.) P.S. Case No. 304 of 2022 registered for the offences
punishable under Sections 420, 467, 468, 34 of the Indian Penal
Code, Section 10 of Bihar Control of Examination Act.

As per prosecution case, the petitioner appeared in
the examination of State Polytechnic Education Council in place



of other candidate.

Learned counsel for the petitioner submits that petitioner is in custody since 12.06.2022 and bears no criminal antecedent.

The learned A.P.P. for the State opposes the prayer for bail of the petitioner.

Considering the facts and circumstances of the case, period of custody, keeping in view clean antecedent of petitioner and also taking into consideration the material available on record, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Begusarai in connection with Muffasil Singhoul P.S. Case No. 304 of 2022, subject to following conditions:-

(i) One of the bailors shall be either father or mother or sister or brother or wife or the person who has sworn the affidavit in bail application.

(ii) Petitioner will co-operate in trial and will remain present on all dates and absence for two consecutive dates without appropriate permission, would be a ground for cancellation of bail by the learned Trial court itself.



(iii) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(iv) If the petitioner is found involved in similar nature of offences in future, the learned trial court shall cancel the bail bond of the petitioner.

(Alok Kumar Pandey, J)

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