

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28240 of 2023

Arising Out of PS. Case No.-8 Year-2018 Thana- C.B.I CASE District- Patna

MD. NAIYER ALAM Son of Late Basiuddin Resident of 8 Subhash Path
Chak, Kishanganj, P.S.- Kishanganj, District - Kishanganj (Bihar).

... .. Petitioner/s

Versus

The Union of India through the Central Bureau Investigation. New Delhi

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ansul Kumar

For the Opposite Party/s : Mr. Jharkhandi Upadhyay

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 24-05-2023 Heard learned counsel for petitioner and learned
Additional Public Prosecutor.

Let the defect(s), if any, be removed within a period
of four weeks from today.

This application is filed for grant of regular bail in
connection with Bhagalpur Kotwali P.S. Case No. 554 of 2017
registered under section 120-B/34, 409, 420, 467, 468, 471 of the
Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner is in custody since 07.02.2023. He has been arrested
after submission of the charge-sheet when he appeared before
the Court below after issuance of summons/bailable
warrant/NBW. The learned counsel for the petitioner further
submits that the petitioner had cooperated during investigation
and he was not arrested by the C.B.I during investigation.
Learned counsel for the petitioner has also relied upon the law



laid down in the case of ***Satyendra Kumar Antil Vs. Central Bureau of Investigation (2021) 10 SCC 51*** and has prayed for grant of bail.

Learned counsel for the C.B.I Shri Lalan Kumar AC to Mrs. Nivedita Nirvakar has vehemently opposed the prayer for grant of bail . He submits that the petitioner is accused in two more cases and is involved in a serious scam know as Srijan Scam. The learned counsel further submits that material have came in Paragraph 16 of the charge-sheet to connect the petitioner with the alleged crime.

The learned counsel for Bank of Baroda Shri Sanjeev Shankar submits that he appeared for the Bank of Baroda and he has nothing more to add as the petitioner is an employee of Bank of Baroda. He has further submitted that no action has been taken against the petitioner except the issuance of show cause and the show cause reply having been accepted.

In view of the law laid down in the case of ***Satyendra Kumar Antil Vs. Central Bureau of Investigation (2021) 10 SCC 51*** this application for regular bail is allowed.

Let the petitioner, above named, 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 learned



Special Judge, CBI-II, Patna in connection with Bhagalpur
Kotwali P.S. Case No. 554 of 2017.

(Sandeep Kumar, J)

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