

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30162 of 2023

Arising Out of PS. Case No.-442 Year-2022 Thana- KATRA District- Muzaffarpur

Ravi Chaurasiya S/O Ram Aoutar Chaurasiya @ Ramotar Prasad R/O
Village- Naya Gaon, Bishari Asthan, Jamalpur, P.S- East Colony, Jamalpur,
Distt.- Munger

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. N.K. Agarwal, Sr. Advocate
	:	Mr. Rajeev Ranjan No.II, Advocate
	:	Ms. Priyanka Kumari, Advocate
For the Opposite Party/s	:	Mr. Aditya Narayan Singh, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

3 11-08-2023 Heard learned counsel appearing on behalf of the
petitioner and learned APP appearing on behalf of the State.

2. The petitioner seeks bail in connection with Katra
P.S. Case No.442 of 2022 registered for the offence under
Sections 3, 4, 5 and 9 of the Official Secret Act.

3. The accused/petitioner is named in the F.I.R. and is
in custody since 16.12.2022.

4. The allegation against the petitioner is to pass out
secret informant to a lady, who appears to be her social media
friend later on identified as an ISI agent for providing
information related to defence while working with Heavy
Vehicle Manufacturing Company, Awady, Chennai, Tamil Nadu.



5. Learned senior counsel appearing on behalf of the petitioner submitted that petitioner was working as a clerk in Registry Office and merely on the basis of suspicion and confession, which is not acceptable under law the petitioner implicated with the present case. It is submitted that nothing surfaced during the course of investigation, which may suggest that petitioner received money against alleged secret information. It is also pointed out that information, which is shared by petitioner over social media platform cannot be termed as secret information causing damage to nation's security. It is further submitted that total of Rs. 900/- in cash was recovered while petitioner was apprehended with certain photographs which alleged to be shared over social media platform, where nothing appears during investigation to connect said recovered cash of Rs. 900/- was against sharing of photographs over social media platform. It is submitted that out of local office politics, petitioner was implicated with the present case after two years of his leaving the said Heavy Vehicle Manufacturing Company, Awady, Chennai, Tamil Nadu. While concluding the argument, it is submitted that petitioner is a man of clean antecedent and moreover, investigation of this case has been completed, for which, charge-sheet has already



submitted, as such, there is no chance of tampering with the evidence.

6. Learned APP appearing on behalf of the State, while opposing the prayer for bail submitted that allegation as to pass out secret information, is specific against petitioner. It is also submitted that shared information is related with defence.

7. In view of the facts and circumstances as mentioned above as petitioner not appears to receive any cash against alleged sharing of photographs, where implication appears on the basis of his own statement before police, coupled with the fact that charge-sheet has already submitted, where petitioner is in custody since 16.12.2022, accordingly, petitioner, above named, is directed to be released on bail in connection with Katra P.S. Case No.442 of 2022 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Muzaffarpur (East)/concerned court, subject to the conditions as mentioned under Section 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

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