

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53181 of 2022

Arising Out of PS. Case No.-369 Year-2022 Thana- BODHGAYA District- Gaya

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Sujeet Kumar Son Of Rampati Ram Resident Of Village- Kawai, P.S.-
Sonhan, District- Kaimur (Bhabhua). At Present Resides At Village- Kajichak,
P.S.- Magadh Medical, District- Gaya (BIHAR)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arvind Kumar Singh, Advocate

For the Opposite Party/s : Mr. Amitesh Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

4 12-04-2023 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail, who is in custody since
22.06.2022, in connection with Bodh-Gaya P.S. Case No. 369 of
2022, F.I.R. dated 22.06.2022 registered for the offences
punishable under Sections 420, 418, 406 and 120B of the Indian
Penal Code.

Allegation against the petitioner is of cheating young
unemployed persons on pretext of giving them employment

Learned counsel for the petitioner submits that the
petitioner has clean antecedent and he has been falsely
implicated in the present case. In fact, the petitioner is an
employee of M/s. J.S.U. India and the petitioner has no role at



all in the affair of the Company and co-accused Bibha Rani was the main culprit who has received the amount from the persons. He further submits that in fact the petitioner was the employee in the Organisation since 12.02.2022 to 22.06.2022 and nothing incriminating article has been recovered from the conscious possession or the house of the petitioner. He further submits that the police after investigation submitted chargesheet against the petitioner and the petitioner is in custody since 23.06.2022.

The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail of the petitioner.

Considering the facts and circumstances of the case, 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 Judicial Magistrate 1st Class, Gaya, in connection with Bodh-Gaya P.S. Case No. 369 of 2022, subject to the following conditions :-

(1) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.



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

(3) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedents, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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