

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72260 of 2023

Arising Out of PS. Case No.-309 Year-2023 Thana- CHAKIA District- East Champaran

Rohit Kumar S/O Shiv Prasad R/O Village- Brisinghpur, Saray, Bharat, P.S.-
Holagarh, District- Prayagraj, Uttar Pradesh

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dharmendra Kumar Paswan

For the Opposite Party/s : Mr.Nirmala Kumari

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 09-11-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 419, 420, 468/120B of
the Indian Penal Code and Section 10 of the Bihar Examination
Conduct Act.

3. As per prosecution case, the course of School
Teacher Recruitment Examination-2023 conducted by B.P.S.C.
and one examinee having Roll No. 127422, namely co-accused
Vikash Chandra Yadav as per mentioned in the Admit Card has
been found appeared in the examination, whose photo, finger-
print and face-biometric Authentication and Face Recognition
Device have been found mis-match, hence this case has been
lodged.



4. It is submitted by learned counsel for the petitioner that petitioner has been falsely implicated in this case. He has committed no offence. Petitioner is not named in the FIR and he is not apprehended from the place of occurrence. He submitted that the examination was held on 25.08.2023 from 10:00AM to 12:00 PM but in crucial circumstances the attendance list was prepared at 02:50 PM and after the preparation of attendance list the name of the petitioner was shown by the concern police at 3:00 PM on 25.08.2023, which is suspicion in the facts and circumstances of the case. Save and except suspicion and confessional statement of the informant, there is no material in record to corroborate the implication of the petitioner with the present case. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 26.08.2023.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand



only) with two sureties of the like amount each to the satisfaction of the learned C.J.M., East Champaran at Motihari in connection with Chakia P.S. Case No. 309 of 2023.

(Sunil Kumar Panwar, J)

Arish/-

U		T	
---	--	---	--

