

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65762 of 2023

Arising Out of PS. Case No.-20 Year-2023 Thana- VIGILANCE District- Patna

Shailendra Kumar Son Of Sanchit Baitha Resident Of Village - Tinkoni, P.S. -
Darpa, District - East Champaran

... .. Petitioner/s

Versus

The Superintendent Of Police Vigilance Patna Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Syed Alamdar Hussain
		Mr. Shashi Bhushan Kumar
For the Opposite Party/s	:	Mr. Arvind Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 03-01-2024 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is languishing in custody in a
case registered for the offences punishable under Section
7(a) of the Prevention of Corruption Act.

It is alleged against the petitioner that the
petitioner being Block Supply Officer was caught red-
handed while taking bribe of Rs. 55,000/- from the
informant whose father runs a PDS shop.

It is submitted by learned counsel for the
petitioner that petitioner is innocent and he has falsely
been implicated in this case. The PDS shop of the father



of the informant was inspected by the petitioner and certain irregularities were found for which, the petitioner being Block Supply Officer, has submitted his report to the S.D.O, Bettiah, Sadar on 08.04.2023. Thereafter, on 02.05.2023, show-cause notice was issued to the father of the informant to submit his explanation within one week. The proceeding for cancellation of P.D.S license was initiated on the basis of inspection report of the petitioner for which, the informant started pressuring the petitioner to withdraw the inspection report and when the petitioner refused to do so, he has falsely been implicated in this case. It is further submitted that before the trap, the petitioner had already submitted his report and the cancellation proceeding was going on in the Court of S.D.O, Bettiah, Sadar. It is also submitted that at the time of trap, the petitioner did not accept the bribe amount given by the informant but the vigilance trap team members forcibly made the petitioner to touch his finger in G.C notes. The petitioner is languishing in



custody since 01.06.2023. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

In contra, learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail **after framing of charge, if the charge has still not been framed** and on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Special Judge, Vigilance, Muzaffarpur in connection with Special Case No. 13 of 2023, arising out of Vigilance Case No. 20 of 2023.

(Sunil Kumar Panwar, J)

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