

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72039 of 2023

Arising Out of PS. Case No.-386 Year-2022 Thana- MOKAMAH District- Patna

RAJESH KUMAR SON OF AJIT SINGH RESIDENT OF FLAT NO.302,
PHASE NO.02 OZEN HIGH APARTMENT, RAMJAIPAL ROAD, APARNA
BANK COLONY, P.S. - (RUPASPUR) DANAPUR, DISTRICT - PATNA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Roshan Kumar Mishra, Advocate
For the Informant	:	Mr.Kumar Mangalam, Advocate
For the Opposite Party/s	:	Mr.Chandra Sen Prasad Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

6 07-05-2024 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

2. The petitioner seeks bail in connection with
Mokama P.S. case No. 386 of 2022 instituted for the offences
under Sections 420, 406, 120B of the Indian Penal Code.

3. Prosecution case, in short, is that petitioner
demanded twelve lakhs from the informant in the name of
giving employment in the Eastern Central Railway, Hazipur
Zone under Group C category of the clerk. It is further alleged
that petitioner paid the said amount in the Bank account as well
as in cash to the petitioner.

4. Learned counsel for the petitioner submitted that the



petitioner has falsely been implicated in the present case due to oblique reasons. No incriminating/looted article has been recovered from the conscious possession of the petitioner. He further submitted that petitioner is neither holding a post in the Railway Department nor he has any such identity who provide job to anyone then how he assured to provide employment to the informant in Railway Department. He further submitted that with a view to harass and humiliate the petitioner, the informant hatched up a conspiracy and lodged the present case. It has been submitted on behalf of the petitioner that the petitioner is in custody since 23.06.2023 and has no criminal antecedent.

5. Learned A.P.P. for the State and learned counsel for the informant vehemently opposed the prayer for grant of bail to the petitioner. Learned counsel for the informant further reported this Court that arguments have been concluded in the trial case and the case has already been fixed for judgment on 10.05.2024.

6. Pursuant to the order dated 02.04.2024, learned trial Court has sent the report regarding the stage of the trial in which it has been stated that three witnesses have been examined and the case is pending at the stage of argument.

7. Having considered the submissions canvassed by



the parties and taking into account the stage of the trial, this
Court is not inclined to grant bail to the petitioner.

8. Prayer is rejected.

(Rudra Prakash Mishra, J)

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