

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81508 of 2024

Arising Out of PS. Case No.-668 Year-2024 Thana- BIHAR District- Nalanda

Vivek Kumar S/o Kaushal Kumar Resident Of Village- Kauriya Kujawan, Ps
- Bihta, Distt.- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajesh Kumar Verma, Advocate
For the Opposite Party/s : Mr. Syed Ehteshamuddin, APP

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

ORAL ORDER

2 03-12-2024 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in connection with Bihar
P.S. Case No. 668 of 2024, instituted for the offences punishable
under Sections 319(2), 318(4), 338, 61(2), 336(3), 340(2) and
3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. The prosecution case, in short, is that, in course of
checking of the candidates in the examination, co-accused
Ravish Kumar was apprehended appearing in the examination in
place of the petitioner at the examination centre.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. Charge-sheet has been submitted in this case. No



incriminating material has been recovered from the conscious possession of the petitioner. Learned counsel for the petitioner also submits that specific allegation is against the co-accused Ravish Kumar for appearing in the examination instead of the petitioner. It is further submitted that the petitioner is a student. The petitioner is in custody since 29.08.2024 and has got no criminal antecedent.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and taking into account the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Bihar P.S. Case No. 668 of 2024.

(Rudra Prakash Mishra, J)

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