

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25972 of 2025

Arising Out of PS. Case No.-995 Year-2023 Thana- NAGAR District- Vaishali

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Mritunjay Kumar Himanshu S/o Alakh Niranjana Prasad R/o Village- Vashisth Colony, Harnichak, Anishabad, P.S.- Fulwarisharif, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Satya Prakash Sinha, Advocate

For the State : Mr. Ajay Mishra, APP

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CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

3 23-07-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail, apprehending his arrest, in connection with Hajipur Town P.S. Case No. 995 of 2023, dated 09.12.2023, registered for the offences punishable under Sections 419, 420, 467, 468 and 120B of IPC and ¾ of Bihar Examination Act.

3. As per allegation, in the BPSC Examination, someone else has appeared on behalf of the petitioner.

4. Learned counsel for the petitioner submits that the Petitioner is innocent and has falsely been implicated in this case. He further submits that petitioner was not aware who has appeared on his behalf and he is admitted in hospital on that day. He further submits that petitioner is not aware how



someone else has appeared in the examination on his behalf. He further submits that under Section 41A Cr.PC, petitioner has given undertaking to the police to cooperate in the investigation and he is cooperative and there is no grievance of the police.

5. It is also stated in paragraph no. 2 of the bail petition that the petitioner has not moved this Court earlier either for anticipatory bail or regular one in the instant case.

6. It has further been stated in paragraph no.3 of the bail petition that the petitioner has no criminal antecedent.

7. However, learned APP for the State vehemently opposes the prayer of the Petitioner for bail.

8. Considering the aforesaid facts and circumstances, **this petition is allowed**, directing the petitioner, above-named, to be enlarged on bail, in the event of his arrest or surrender before the court below within a period of eight weeks from the date of receipt / production of a copy of this order, on his furnishing bail bonds in the sum of Rs. 10,000 /- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned concerned Court Below, in connection with Hajipur Town P.S. Case No. 995 of 2023, subject to the conditions as laid down under Section 482 (2) of the B.N.S.S., 2023 and on the following conditions:



(i) In case, it is brought to the notice of the court below that the petitioner has any criminal antecedent, learned court below shall cancel the bail bonds of the petitioner after hearing him and getting satisfied that the petitioner has concealed his criminal antecedents despite his knowledge of the same.

(ii) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, learned court below shall cancel the bail bonds of the petitioner.

(Jitendra Kumar, J.)

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