

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57948 of 2024

Arising Out of PS. Case No.-85 Year-2024 Thana- GOPALGANJ TOWN District- Gopalganj

Rupesh Kumar Son of Birbal Singh Resident of Vill- Manjhawaliya, P.S.-
Mohammadpur, District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Kumar Singh

For the Opposite Party/s : Mr.Uday Pratap Singh

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 11-12-2024 Heard learned counsel for the petitioner and learned
counsel for the State.

2. The petitioner apprehends his arrest in
connection with Gopalganj P.S. Case No. 85 of 2024 registered
for the offence punishable under Sections 420, 406, 467 and
471/34 of the Indian Penal Code.

3. Though, the allegation is that the petitioner and
his sons have cheated Rs. 22 lakhs approx from the informant
for providing a job but the learned counsel for the petitioner
submits that the petitioner being the brother has been falsely
implicated and his son Vivek Kumar is involved in these kind of
illegal activities.

4. Learned APP appearing for the State opposed



the application of the petitioner.

5. Considering the facts and circumstances of the case, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Gopalganj / concerned Court below in connection with Gopalganj P.S. Case No. 85 of 2024, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973.

6. The co-accuse of the present case one Birbal Singh, the father of the present petitioner was granted bail by this Court vide order dated 24.7.2024 passed in Cr. Misc. No. 50275 of 2024.

7. The following direction was given to the Superintendent of Police, Gopalganj vide order dated 24.07.2024:-

The Superintendent of Police, Gopalganj will take all steps for arrest of the remaining accused persons.

8. On enquiry from the learned counsel for the petitioner, it has been submitted by him that the Vivek Kumar is still has not been arrested.

9. In these circumstances, the Superintendent of



Police, Gopalganj is directed to file a show cause as to why Vivek Kumar has not been arrested till date.

10. List this case after six weeks.

11. It is expected that before filing the show cause, the Superintendent of Police, Gopalganj take all steps for arresting the accused Vivek Kumar.

12. Mr. Jharkhandi Upadhyay, learned APP for the State will assist this Court in the present case and the learned counsel for the petitioner will handover a copy of the brief to the learned APP for the State.

(Sandeep Kumar, J)

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