

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59218 of 2025

Arising Out of PS. Case No.-235 Year-2014 Thana- BIHIA District- Bhojpur

Phanindra Nath Pandey son of Late Ram Byas Pandey Resident of Village-
Bihiya, Ps- Bihiya, Dist- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Uday Kumar , Advocate

For the Opposite Party/s : Mr. Md. Mushtaque Alam , APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 01-09-2025 Heard learned counsel for the petitioner and the
State .

2. Petitioner apprehends arrest in a case registered for
the offence punishable under section 420, 467, 468 , 471 and
120 (B) of IPC .

3 . As per the prosecution case , informant namely Lal
Bahadur Mahto, alleged that this petitioner along with other co-
accused persons collected Rs. 3,000/- from each student in the
name of examination fees and for which two counters were also



opened but neither any admit card were issued nor any examination was conducted. It is further alleged that upon enquiry , it came into the light that college in question was closed and as such , this petitioner along with accused persons cheated poor students and misappropriated money of innocent students.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case . None of the witness have supported the allegation against this petitioner and petitioner has got no concern with the alleged occurrence . There is no evidence that any money was embezzled by this petitioner and as such , no case under sections 420, 467, 468 , 471 and 120 (b) is made out against this petitioner.

5 . Learned counsel for the State opposed the prayer for bail and submitted that from bare perusal of impugned order, it is apparent that the present F.I.R. was instituted in the year 2014 and petitioner has moved before this Court for anticipatory bail after lapse of more than 10 years for which there is no plausible explanation . Petitioner has got 3 criminal antecedents of similar nature .

6. Considering the nature of accusation , delay in



moving the anticipatory bail before this Hon’ble Court i. e .,
after lapse of more than 10 years, criminal antecedents of the
petitioner and and circumstances of the case , prayer for pre-
arrest bail of the petitioner is rejected.

(Prabhat Kumar Singh, J)

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