

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44792 of 2026

Arising Out of PS. Case No.-225 Year-2026 Thana- MADHUBANI TOWN District-
Madhubani

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Raushan Kumar S/o Arjun Yadav Resident of Village- Paguraha, Ward No.
03, P.S.- Garhpura, District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ruchi Mandal, Advocate

For the Opposite Party/s : Mr. Anuj Kumar Shrivastava, APP

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

ORAL ORDER

2 13-07-2026 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with
Madhubani Town P.S. Case No. 225 of 2026 instituted for the
offence under Sections 318(2), 318(4), 317(5), 62 & 61(2) of the
Bharatiya Nyaya Sanhita, 2023 and Sections 10, 3(X) (XI) of
the Bihar Public Examination (Prevention of Unfair Means) Act,
2024.

3. The prosecution case in short is that acting on
secret information, the police recovered electronic
communication devices from the shop of co-accused, namely,
Baijnath Das and, on his disclosure, police apprehended the
petitioner along with other co-accused from Nand Hotel. On



search, there is recovery mobile phones from their possession.

4. It has been submitted on behalf of the petitioner that the petitioner is in custody since 30.04.2026. Petitioner bears no criminal antecedents, as per disclosure made in paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. Learned counsel for the petitioner mainly submits that save and except mobile phone, nothing incriminating has been recovered from the petitioner's possession. Petitioner has no concern with the recovered articles. It is submitted that no question paper, answer key, solved answer script, OMR sheet, confidential examination material, candidate list etc. have been recovered from the petitioner's possession. There is no compliance of Section 103 of the BNSS, 2023.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner and there being no recovery of incriminating articles from the petitioner's possession, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail on furnishing



bail bonds of Rs. 15,000/- (Fifteen Thousand) with two sureties
of the like amount each to the satisfaction of Court
below/concerned Court in connection with Madhubani Town
P.S. Case No. 225 of 2026.

Raj Kishore/-

(Rudra Prakash Mishra, J)

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