IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70539 of 2026

CNR No. BRHC011030032026

Arising Out of PS. Case No.-21 Year-2026 Thana- VIGILANCE District- Patna

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Satish Kumar @ Chhotu S/O Late Jhabbar Yadav R/O Village- Gahumani, Ward No. 6, Post- Gahumani, P.S- Singheshwar, District- Madhepura (Bihar).

... ... Petitioner/s

Versus

The State of Bihar through the Special Vigilance Unit, Patna Bihar

... ... Opposite Party/s

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with

CRIMINAL MISCELLANEOUS No. 70662 of 2026

CNR No. BRHC011030032026

Arising Out of PS. Case No.-21 Year-2026 Thana- VIGILANCE District- Patna

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Raj Kumar Chaudhary S/o Jata Shankar Chaudhary Resident of village and Post- Murli Basantpur, Police Station- Bangaow, District - Saharsa, at present posted as B.D.O., Baisa, P.S.- Rauta, Dist.- Purnia

... ... Petitioner/s

Versus

1. The State of Bihar
2. The State of Bihar through the Special Vigilance Unit, Patna Bihar

... ... Opposite Party/s

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Appearance :
(In CRIMINAL MISCELLANEOUS No. 70539 of 2026)
For the Petitioner/s : Mr. Ankit Kumar Singh, Advocate
Mr. Manoj Kumar Singh, Advocate
Ms. Shubhangi Singh, Advocate
Mr. Ravi Kant, Advocate
For the SVU : Mr. Arvind Kumar, Spl.P.P., SVU
(In CRIMINAL MISCELLANEOUS No. 70662 of 2026)
For the Petitioner/s : Mr. Ankit Kumar Singh, Advocate
For the Opposite Party/s : Mr. Chandra Bhushan Prasad, APP
For the SVU : Mr. Arvind Kumar, Spl. P.P., SVU

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY

ORAL ORDER

3 28-10-2026 Heard learned counsel for the petitioners, learned APP for the State and learned counsel for the Vigilance.

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2. The petitioners have prayed for regular bail in a case registered for the offence punishable under sections 7 of the Prevention of Corruption Act.

3. The case of the prosecution is that the informant is registered vendor of the Panchayati Raj Department. The petitioner namely, Raj Kumar Chaudhary, BDO, Baisa Block, demanded Rs. 46,000/- in lieu of passing the pending bills of the informant. On 16.07.2026, the petitioners were caught red handed by SVU while accepting the bribe amount of Rs. 46,000/-.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have committed no offence and that they have been falsely implicated in this case. Learned counsel for the petitioners has submitted that a perusal of the written application of the informant reveals that neither the date, day, nor year has been mentioned therein. It has further been submitted that a bare perusal of the record reveals a voice transcript of a conversation between the petitioner, namely Raj Kumar Chaudhary, and the informant on 14.07.2026. The said conversation was transcribed by the Special Vigilance Unit and is available on record; it does not contain a single word indicating that the petitioner, namely, Satish Kumar was present

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or that he demanded even a single rupee as a bribe. It has further been submitted that upon perusal of the entire voice transcript, it is evident that nowhere in the transcript it is mentioned that the accused demanded any bribe. Furthermore, the statement made by the informant in his application that the money was withheld by the petitioner, namely Raj Kumar Chaudhary, due to non-payment of a bribe is also not substantiated. There are significant contradictions between the FIR lodged by the informant and the amount shown in the Preliminary Memorandum. It has further been submitted that the petitioner Satish Kumar was unaware of the said money or the reason why it was being given to him as he was just working as a cook in the private capacity of the petitioner, namely, Raj Kumar Chaudhary. Lastly, it has been submitted that there is no material available either in the FIR or in the other proceedings conducted by the Vigilance to show that the petitioner, namely Satish Kumar is involved in the alleged offence in question. In this case, investigation has been completed and the charge sheet has also been submitted. Moreover, a statement has been made in para-3 of the petition that the petitioners are having no criminal antecedent. They are languishing in judicial custody since 17.07.2026.

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5. Learned counsel for the Vigilance has vehemently opposed the prayer of regular bail and has submitted that the petitioners were caught red handed while accepting bribe of Rs. 46,000/-.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioners on bail. The above named petitioners are directed to be released on bail in connection with SVU P.S. Case No. 21 of 2026 on furnishing bail bond of Rs.10,000/- (ten thousand) each of them with two sureties of the like amount each to the satisfaction of learned Special Judge, Vigilance, Patna with following conditions:-

(i) The petitioners shall cooperate in trial and shall remain physically present in the trial court on each and every fixed date.

(ii) One of the bailors should be close relative of the petitioners.

(Ashok Kumar Pandey, J)

Sneha/-
Shubham/-

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