

In the Court of Additional Sessions Judge - II, Patna
B.P. No.1104/2026.
ManishKumar **Petitioner.**
Vs.
The State of Bihar **Opposite party.**

Sr. No.	Date	Order with signature of the Court	Office taken Date	Action/s with
	<u>01.06.2026.</u>	This regular bail application has been filed on behalf of petitioner namely Manish Kumar, Son of Sri Dukhan Singh, R/O village Bhawar Bigha, P.O. Sohreiya, P.S. Parasbigha, District- Jehanabad who is in custody since 15.04.2026 in connection with Gardanibagh P.S. Case No.147/2026 for the offence registered U/S 319(2), 318(4), 338, 336(3), 340(2), 112(2), 61(2), 3(5) of the B.N.S. and Section 10 of Bihar Conduct Examination Act, 1981, pending in the court learned A.C.J.M.-XIII, Patna. Heard the learned counsel for the petitioner as well as the learned Addl. P.P. for the state and perused the case-diary. The prosecution allegation as per written application submitted by the informant S.I. Akbal Hussain Ansari before the S.H.O. Gardanibagh P.S., Patna, in brief, is that the petitioner is an accused in Mithanpura P.S. Case No.334/2025 dated 10.12.2025 U/S 318(4), 338, 336(3), 340, 61(2), 3(5) B.N.S. and 10 Bihar Conduct of Examination Act-1981. He was produced on 18.02.2026 at Shahid Rajendra Prasad Singh, Rajkiya High School Gardanibagh, Patna in physical efficiency test of Central Selection Board (Constable Recruitment) Advertisement No.01/2025 on the order of the court from Central Jail Muzaffarpur. His thumb impression and photo were compared. During enquiry it was found that the petitioner has appeared in the written test examination of Advertisement No.01/2025 four times using four different names and succeeded wrongly. During course of written examination test on different dates the petitioner himself was found present in the examination hall which is evident from Biometric/photography/videography taken at the time of said examination. On 18.02.2025 he appeared in physical efficiency test and caught during Biometric test. The petitioner confessing his guilt in writing disclosed that he has appeared four times using different names on the basis of forged certificate in connection with written examination of Constable Recruitment Advertisement No.01/2025. Learned counsel appearing on behalf of the petitioner has submitted that the petitioner has been dragged in this case merely on suspicion. Nothing incriminating article has been recovered from possession of the petitioner. During investigation no cogent or legal evidence has been collected to connect his complicity in the offence alleged. The petitioner is a student and further custody will ruin his career and character both. So much so similarly situated co-accused persons namely Anil Kumar and Vikash Kumar have already been granted bail by the then court vide B.P. No.786/2026 dated 20.04.2026. The petitioner is languishing in custody since 15.04.2026. The petitioner has got only one criminal antecedent. Hence taking into consideration all the facts and circumstances of the case, the petitioner		

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deserves to be released on bail.

On the other hand learned Addl. P.P. opposed the prayer for bail of the petitioner contending that the petitioner confessing his guilt gave vivid picture of the alleged occurrence.

Heard both sides, perused the record, case-diary and other materials available on the record. The allegation brought against the petitioner that he impersonating the others appeared four times in written examination of Constable Recruitment Advertisement No.01/2025 on the basis of forged certificate. It is also the fact that similarly situated co-accused persons namely Anil Kumar and Vikash Kumar have already been granted bail by the then court vide B.P. No.786/2026 dated 20.04.2026. The petitioner is languishing in custody since 15.04.2026. The petitioner has got only one criminal antecedent vide Para-03 of his bail petition.

Thus, considering the aforesaid facts and circumstances of the case, nature of allegation, period of custody undergone by the petitioner and also the fact that similarly situated co-accused persons have already been granted bail by the then court, he is also directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten thousand only) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-XIII, Patna.

Dictated,

Sd/-

Addl. Sessions Judge-II, Patna.

01.06.2026.

Date of Judgment/Order	04-06-2026
Date of Reserving Judgment/Order	04-06-2026
Uploading Date	04-06-2026
Uploaded by	Niranjan Kumar Ojha

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