

Sl. No.	Date of order of proceeding	Order with the signature of the Court	Office action taken with date
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		In the Court of Judicial Commissioner, Ranchi <u>A.B.P. No. 2595 of 2025</u> <u>Arising out of Tatisilway P.S. Case No.28/2018</u> CNR No.- JHRNO10095782025 Name of Accused Petitioner : Rakesh Goyal Name of informant : Sanjay Nagar Learned counsel for the petitioner : Sri Ajay Kumar Tiwari, Ld. Adv. Learned counsel for prosecution : Ms. Mini Lakra, Ld.P.P	
	08.9.2025	The application for anticipatory bail has been filed by petitioner namely Rakesh Goyal who is apprehending his arrest in connection with Tatisilway P.S. Case No.28/18 registered under Section 467, 468, 469, 471, 406, 420, 504 of IPC. Heard the learned counsel for petitioner and learned P.P for the State. Prosecution case as disclosed by the informant in his wirtten application addressed to Officer-in-charge Tatisilway P.S. in short is that the petitioner, while running a paramedical institution, misappropriated scholarships issued for poor students. The complainant was offered a 25% partnership share and came from Delhi to assist in setting up the institution. During his work, he discovered documents showing that scholarships were being withdrawn in the names of students who were never admitted. When he raised this issue with the partners, he was threatened and forced to remain silent. Later, after returning to Delhi, the accused allegedly went there and threatened him to return the documents related to the fictitious withdrawal of scholarships. Hence present case. It has been submitted by learned counsel appearing on behalf of the petitioner that in Tatisilway P.S. case No.28/2018 the police after investigation submitted final form dated 05.08.2019 holding the allegations to be not proved. Thereater, on the protest petiton filed by the informant, Complaint case no.4615 of 2019 wqas institued in which cognizance was taken on 05.08.2022 against three accused eprsons including the petitioner. It is further submitted that the entire criminal proceeding arising out of the said complaint has already been quashed in favour of co-accused Pankaj Pandey in Cr.M.P. No.4163 of 2022, and the case of the petitioner stands on identifical footing and he is ready to cooperate in the investigation. Hence it is prayed that the petitioner may be granted privilege of anticipatory bail. Learned P.P. opposed the prayer for anticipatory bail and submits that the taking into seriousness of offence, the bail petition filed on behalf of accused petitioner is fit to be rejected. Having considered the submissions of the parties and	

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	<u>Contd...2</u> 08.9.2025	upon perusal of the record, it appears that the informant ahd initially instituted Tatisilway P.S. Case No.28/2018. Pursuant thereto, the police submitted final form dated 05.08.2019 , ehrein the allegations were found to be not proved. Threaftter, the informant preferred a protest petition which was registred as Protest complaint Case No.4615 of 2019, wherein cognizance was taken by the learned Magistrate on 05.08.2022 against three accused persons namely Dr. Vinod Rana, Rakesh Goyal and Pankaj Pandey. It further appears that accused Pankaj Pandey challenged the proceeding by filing Cr.M.P No.4163 of 2022, which was allowed and the entire proceeding arising out of Complaint Case No.4615 of 2019 stood quashed in his favour on 20.9.2023. It is evident that the case of the present petitioner stands on the same footing as that of accused Pankaj Pandey. Moreover the genesis of the case relates to alleged embezzlement of government funds and the petitioner has shown willingness to cooperate in the investigation. In view of the aforesaid facts and circumstances and without expressing any opinion on the merits of the case, this court finds that the petitioner deserves the privilege of anticipatory bail. Accordingly the petitioner in the even to arrest or surrender before the Court below within two weeks from today, is directed to be released on bail on furnishing bail of Rs.10,000/- with two sureties of like amount each to the satisfaction of Court below subject to the condition as laid down under section 438(2) Cr.P.C subject to the condition that the petitioner shall cooperate in investigation as and when required by the I.O failing which the IO is at liberty to move through learned P.P for cancellation of bail (Dictated) sd/- (Anil Kumar Mishra No. 1) Judicial Commissioner, Ranchi J.O Code No.00398	