

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.28194 of 2015**

Arising Out of PS.Case No. -10 Year- 2015 Thana -NARARI KALA KHURD District-  
AURANGABAD

=====

Upendra Kumar Singh Son of Dashrath Singh resident of Village  
Kanchanpur, P.S. Narari Kala Khurd, District Aurangabad.

.... .... Petitioner

Versus

1. The State of Bihar  
2. District Magistrate, Bihar State Food Corporation Aurangabad.

.... .... Opposite Parties

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**Appearance :**

For the Petitioner : Mr. Sumeet Kumar Singh, Advocate.  
For the Opposite Parties : Mr. B.N.Pandey(App).  
For the B.S.F.C. : Mr. Awadhesh Kumar, Advocate.

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA**  
**ORAL ORDER**

3      01-10-2015      Heard both sides.

The petitioner seeks bail in a case registered for the  
offences punishable under Sections 409 and 420 of the Indian  
Penal Code.

The petitioner lifted 5138.00 quintals of paddy and he  
had to deliver 3442.20 quintals of C.M.R., but he did deposit only  
1620 quintals of C.M.R. and thereby he misappropriated a sum of  
Rs. 39,46,646/-.

It is submitted that a Certificate Case is also pending for  
realization of the aforesaid amount. The petitioner is in jail since  
18.05.2015.

Learned counsel for the B.S.F.C. did not dispute the

facts.

Considering the facts aforesaid and the fact that the Certificate Case is also pending for realization of the amount and the petitioner has already remained in jail for 4½ months, the petitioner above named is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Aurangabad in Narari Kala Khurd P.S. Case No. 10 of 2015.

**(Prabhat Kumar Jha, J.)**

KKSINHA/-

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