

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.17925 of 2015

Arising Out of PS.Case No. -1 Year- 2015 Thana -NANHPUR District- SITAMARHI

Md. Mustafa Khan @ Mustafa Khan, son of Late Ahmad Khan, resident of
village- Bedaul, P.S. Pupri, District-Sitamarhi. Petitioner.

Versus

The State of Bihar. Opposite Party.

Appearance :

For the Petitioner : Mr. Shankar Kumar, Adv.

For the Opposite Party : Mr. Nirmal Kumar Sinha, APP

CORAM: HONOURABLE MR. JUSTICE NAVANITI PRASAD SINGH

ORAL ORDER

02 11-06-2015 The petitioner, who is a rice mill owner, apprehends his arrest in relation to Nanpur P.S. Case No.01 of 2015 instituted under Sections-409 and 420 of the Indian Penal Code by the Block Development Officer, Nanpur, Sitamarhi alleging, inter alia, that government paddy was given to him for milling and returning the rice, which he had not done.

Learned counsel for the petitioner submits that in fact as alleged no paddy was supplied. This is corroborated by the affidavits given by the driver of the truck stating that on the date alleged in the F.I.R. no paddy was given to him to deliver to the petitioner. It is further submitted that if at all it is a matter of accounting and civil dispute.

Be that as it may, in the event of arrest or surrender within four weeks from today, the petitioner, namely, Md. Mustafa Khan alias Mustafa Khan, shall be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of like amount each to the satisfaction of learned Sub-divisional Judicial Magistrate, Pupri in connection with Nanpur P.S. Case No.01 of 2015 (G.R. No.01/2015), subject to all conditions as laid down in Section-438(2) of the Criminal Procedure Code.

(Navaniti Prasad Singh, J.)

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