

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22955 of 2014

Arising Out of PS.Case No. -128 Year- 2009 Thana -BARAUNI District- BEGUSARAI

1. Rajan Prasad Son of Sri Jainandan Prasad Resident of village- Ramjichak
Digha Bata, P.S.- Digha, District- Patna

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

with

Criminal Miscellaneous No.25655 of 2014

Arising Out of PS.Case No. -128 Year- 2009 Thana -BARAUNI District- BEGUSARAI

1. Pradeep Kumar S/o Late Ayodhya Pd. Shrivastava Quarter No. C-15,
(Old) BSEB Colony, P.S. Shashtri Nagar, District Patna.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

with

Criminal Miscellaneous No.26565 of 2014

Arising Out of PS.Case No. -128 Year- 2009 Thana -BARAUNI District- BEGUSARAI

1. Pramod Tiwari Son of Shri Sudama Tiwari, Q. No. C/3 (New_ BSEB
Colony, Near Shiv Mandir, Shashtri nagar, P.S.-Shastri Nagar, Dist.-Patna

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

(In Cr.Misc. No.22955 of 2014)

For the Petitioner/s : Mr. Rajesh Kumar Singh

For the Opposite Party/s : Mr. Shyam Bihari Singh(App)

(In Cr.Misc. No.25655 of 2014)

For the Petitioner/s : Mr. Rajesh Kumar Singh

For the Opposite Party/s : Mr. A.K.Choudhary(App)

(In Cr.Misc. No.26565 of 2014)

For the Petitioner/s : Mr. Shiw Kumar Prabhakar

For the Opposite Party/s : Mr. Ajay Kr. Jha (App)

**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER**

5 24-03-2015

All the above stated petitions arise out of Barauni P.S.Case No. 128 of 2009 registered under section 406, 409, 420, 467, 468/34 of the Indian Penal Code and accordingly, all the above stated petitions are being disposed of by this common order.

Heard learned counsel for the petitioners as well as learned Additional Public Prosecutor for the State.

Petitioner in Cr. Misc. No. 22955 of 2014 was posted as General Manager cum Chief Engineer, Barauni Thermal Power Station for the period 10.11.2006 to 02.04.2007. Petitioner in Cr. Misc. No. 25655 of 2014 was posted as Account Officer between the periods 05.09.2002 to 2006. Petitioner in Cr. Misc. No.26565 of 2014 was posted as Deputy Director of the head quarter.

In course of investigation, it came to light that the then accountant received the amount in question but did not make proper entry in the relevant registers and the accountant brought the relevant registers at his home but unfortunately he was murdered for which a criminal case was registered and the concerned registers were seized by the police. Furthermore, in course of investigation, witnesses, specifically, stated that either the amount in question was with the deceased accountant or with

petty contractor.

Considering the aforesaid facts and circumstances as well as submissions of the parties, this anticipatory bail petition is allowed and it is ordered that petitioners, in the event of their arrest/surrender within four weeks from the date of receipt of this order to the court concerned, shall be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Begusarai in Barauni P.S.Case No. 128 of 2009, subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Hemant Kumar Srivastava, J)

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