

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20934 of 2015

Arising Out of PS.Case No. -29 Year- 2014 Thana -PALASI District- ARRARIA

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1. Ghan Shyam Singh. Son of Late Maheshwari Prasad Singh. Resident of
Village - Sanoli More, Police Station - Purnia-Sadar, District - Purnia.

.... Petitioner

Versus

1. The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Ranjit Kumar Singh

For the Opposite Party : Mr. Nitya Nand Tiwary (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 24-06-2015

Heard learned counsels for the petitioner and

the State.

Petitioner being the then Panchayat Secretary
is apprehending his arrest in a case registered for the offences
punishable under Sections 406, 409, 420, 467, 468, 471, 120B
of the Indian Penal Code.

The prosecution case is that petitioner being
Panchayat Secretary along with Panchayat Mukhiya of
Dharamganj Panchayat withdrew Rs. 20,92,500/- sanctioned
under BRGF scheme but during inspection of the Block Officer,
Palasi the work under the scheme was not found done.

It is submitted by learned counsel for the
petitioner that petitioner retired in the year 2010 and the major
work was done in the years 2010-11. Moreover the
responsibility of getting the work executed was of Panchayat
Mukhiya who has been granted bail vide Cr. Misc. No. 5503 of

2015 on the undertaking to deposit the entire defalcated amount of the scheme.

The petitioner undertakes to deposit Rs. 1,00,000/- before learned Court below within a period of four weeks, which will be invested in some fixed deposit scheme in connection with the present case which will be subject to the result of the case.

Considering the fact that petitioner retired in the year 2010 and undertaking to deposit Rs. 1,00,000/- within a period of four weeks before learned Court below, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of 12 weeks from today, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Araria in connection with Palasi P.S. Case No. 29 of 2014, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

Shageer/-

(Dinesh Kumar Singh, J)

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