

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28468 of 2015

Arising Out of PS.Case No. -81 Year- 2015 Thana -GARKHA District- SARAN

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1. Jamadar Rai Son of Late Jagarnath Rai Resident of Village - Sripal
Basant, P.S. - Garkha, District - Saran at Chapra (Bihar).

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar

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

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

2 24-07-2015 Heard learned counsels for the petitioner and the State.

The petitioner is apprehending arrest in a case registered
for the offences punishable under Section 409 of the Indian Penal
Code.

It is alleged that the petitioner being ex Chairman of
PACCS failed to hand over charge of the relevant documents
including the licence register of PDS shop and cash amount of
Rs.200000/-.

It is submitted by the learned counsel for the petitioner
that informant is the present Chairman of PACCS and the
petitioner had lodged an Election Case challenging the election of
the informant, hence the present case has maliciously been lodged.
It is further submitted that the petitioner undertakes to deposit

Rs.200000/- before the learned court below within three months 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. Statement has been made in paragraph 3 of the petition that the petitioner has no criminal antecedent.

On deposit of 50% of the aforesaid amount before the learned court below, let the above named petitioner be released on provisional anticipatory bail for three months in the event of arrest or surrender before the learned Court below within a period of twelve weeks from today on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Saran at Chapra in connection with Garkha P.S. Case No. 81 of 2015 subject to the conditions as laid down under Section 438(2) Cr.P.C.

The provisional bail of the petitioner will be confirmed by the learned court only on deposit of rest 50% of the due amount within three months.

(Dinesh Kumar Singh, J)

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