

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38176 of 2014

Arising Out of PS.Case No. -46 Year- 2011 Thana -SHYAMPUR BHATHA District- SHEOHAR
=====

Suman Devi , w/o Nemi Paswan, resident of village Paharpur, P.S.
Shyampur Bhataha, District Sheohar

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s
=====

Appearance :

For the Petitioner/s : Mr. Alok Kumar Agrawal

For the Opposite Party/s : Mr. Shailendra Kumar 2(App)
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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3 30-03-2015 Heard Sri S.D. Sanjay, learned senior counsel, who was

assisted by Sri Hemant Kumar, learned counsel for the petitioner
and Sri Shyam Bihari Singh, learned A.P.P.

The petitioner, who was a P.D.S. dealer and main
accused in Shyampur Bhataha P.S. Case No.46 of 2011, G.R. No.
372 of 2011, registered for the offence under Section 406 and
420 of the Indian Penal Code, has prayed for grant of anticipatory
bail.

It appears from the record that there is allegation of
misappropriation of food grain amount to the tune of Rs. 9 Lakhs
and odd.

Learned senior counsel for the petitioner submits that
for an allegation committed long back, the present F.I.R. was
lodged and learned senior counsel for the petitioner has also

referred to order passed in number of writ petitions [C.W.J.C. No. 4063 of 2012 and other analogous cases]. The said writ petition was disposed of on 7.9.2012. On aforesaid grounds he has prayed for grant of anticipatory bail.

Considering the fact that F.I.R. was lodged long back in the year 2011 and considering the amount of misappropriation, I do not find this case fit for extending the privilege of anticipatory bail.

The petition stands dismissed.

(Rakesh Kumar, J)

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