

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34053 of 2015

Arising Out of PS.Case No. -90 Year- 2015 Thana -SHEOHAR District- SHEOHAR

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1. Sri Subhash Kumar @ Subash Kumar S/o Sri Anirudh Prasad Resident
of village + P.O. Kheri, P.S. Banjariya, District - East Champaran

.... Petitioner/s

Versus

1. The State of Bihar
2. The District Manager, B.S.F.C., Sheohar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhananjaya Nath Tiwari

For the Opposite Party/s : Mr. S. Eheteshmuddin (App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 07-08-2015 Heard learned counsel for the petitioner, BSFC and
learned counsel for the State.

The petitioner apprehends his arrest in connection
with Sheohar P.S. Case No. 90 of 2015 registered for the
offences punishable under Sections 406 and 409 of the
Indian Penal Code.

The allegation against the petitioner is that
petitioner as Rice Mill owner has misappropriated the paddy to
the tune of Rs. 76,26,776/- and 98 paisa only.

Learned counsel for the petitioner submits that he
has also pledged his property and is facing proceeding under
the PDR Act.

Learned counsel for the Corporation submits that
the property pledged by the petitioner is indistinct and cannot
be depended upon. However, learned counsel for the petitioner

makes an offer that he is still ready and willing to deposit 20 per cent of the alleged defalcated amount as made in the FIR within a period of 8 months.

Considering bona fide offer made by the petitioner and not objected by the learned counsel for the BSFC, let the petitioner above named, in the event of his arrest or surrender before the Court below within a period of three weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Sheohar in connection with Sheohar P.S. Case No. 90 of 2015, subject to the conditions as laid down under Section 438 (2) of the Cr. P.C.

(Anjana Mishra, J)

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