

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36287 of 2015

Arising Out of PS.Case No. -228 Year- 2015 Thana -BANKA District- BANKA

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Pankaj Kumar Yadav Son of Sri Umesh Prasad Yadav Resident of village -
Kenduar, P.S. Fullidumar (Amar Pur), District - Banka, Proprietor of M/S
Shiv Shakti Rice Mill, Banka

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shashi Bhushan Kumar, adv.

For the Opposite Party/s : Mr. Anuj Kr.Srivastava(App)

For the B.S.F.C. : Mr.S.K.Singh, Adv.

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 21-08-2015 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in Banka
P.S.Case No.228/15, G.R. No.766/15 for the offence under
Sections 406 and 420 of the I.P.C.

Learned counsel for the petitioner submits that
though allegation has been made against the petitioner of
defalcation of total amount of Rs.43,52,776/-. The petitioner after
lodging of the F.I.R. had deposited an amount of Rs.5/- lacs. He
further submits that the petitioner is further willing to make
deposit 20% of the amount so alleged in the F.I.R.

Considering the aforesaid offer made by the

petitioner and not objected by the learned counsel for the B.S.F.C.
let the petitioner, above named, in the event of his arrest or
surrender before the court below within three weeks from today be
released on bail on furnishing bail bond of Rs.10,000/- with two
sureties of the like amount each to the satisfaction of the Chief
Judicial Magistrate, Banka, in Banka P.S. Case No.228 of 2015,
G.R.Case No.766/15 subject to the conditions as laid down in
Section 438(2) of Cr.P.C. and the petitioner shall deposit the said
20% amount within a period of eight months from today.

It is made clear that after calculation of the said 20%
of the alleged defalcated amount Rs.5/- lacs already deposited
shall be deducted therefrom.

(Anjana Mishra, J)

AnilKrSinha/-

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