

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39300 of 2015

Arising Out of PS.Case No. -284 Year- 2013 Thana -JOKIHAT District- ARRARIA

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1. Md. Imran Sabir S/o Md Safiruddin
2. Md. Afroz Alam S/o Late Farid
3. Md. Sakib Alam @ Md. Shikib S/o Late Ishaque

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Prasad Singh, Advocate
For the Opposite Party/s : Mr. Shailendra Kumar Singh (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

2 06-10-2015 Heard learned counsels for the petitioners and the State.

The petitioners are apprehending arrest in a case registered for the offences punishable under sections 420, 406, 409, 467, 468, 471, 120B/34 of the Indian Penal Code.

The prosecution case is that petitioner no.1 being the Panchayat Mukhiya and petitioner nos. 2 and 3 being the middle men realized Rs.10,000/- for providing benefit under Indira Aawas scheme. Subsequently, the informant came to know that on the identification of petitioner no.1 Rs.24,000/- was sanctioned under the Indira Aawas scheme and money was withdrawn wherein petitioner nos. 2 and 3 played role of middle men.

It is submitted by learned counsel for petitioner no.1 that the benefit was actually given to the informant whereas it is submitted on behalf of petitioner nos. 2 and 3 that they had no role in sanctioning the amount under Indira Aawas scheme. The alleged benefit under Indira Aawas scheme was given in 2006-07 whereas the FIR was registered in 2013. Statement has been in paragraph 3 of the petition that the petitioners are accused in 5 other cases and in all the cases they are on bail

The aforesaid facts constitute for consideration of prayer for regular bail. Let the learned Court below consider the prayer for regular bail of the petitioners preferably on the same day, if the petitioners surrender within a period of six weeks in connection with Jokihat P.S. Case No.284 of 2013, pending before the learned SDJM, Araria.

With the above observation, this application is, accordingly, disposed off.

(Dinesh Kumar Singh, J)

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