

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.13276 of 2012

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Subhash Chandra Sharma S/O Late Mahadeo Maharaj Resident Of
Mohalla- Mauna Chawk, P.S.- Chapra, District- Chapra

.... Petitioner/s

Versus

The State Of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Krishna Chandra

For the Opposite Party/s : Mr. R.S.Pradhan, SR. Adv.
Mr.A.N.Rai

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

5 13-02-2015 Case diary of Muffasil P.S.Case No. 356 of 2011 was called for from learned C.J.M., Siwan, vide order dated 11.11.2014.The same has been transmitted, which is absolutely not legible, which reflects the manner in which the offices of Superintendent of Police, Siwan, and learned C.J.M., Siwan are functioning.

Let this order along with the case diary be placed before the Superintendent of Police, Siwan and learned C.J.M., Siwan for the needful.

Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 120(B), 406 and 409 of the Indian Penal Code.

It is alleged that the trucks were being hired by the State Food Corporation but the three trucks loaded with wheat went missing.

It is submitted by learned counsel for the petitioner that the petitioner is not responsible for mis-conduct of the driver and the petitioner has also lodged a complaint against the drivers. Moreover petitioner's Bank Guarantee of Rs. 5 lacs and Sureties of Rs. 3 lacs are still lying with the State Food Corporation.

Learned counsel for Food Corporation submits that missing wheat was worth about Rs. 15 lacs.

Considering that the Bank Guarantee and Surety amount are still lying with the State Food Corporation, which shall be subject to the result of the case, let above named petitioner be released on bail, in the event of his 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 C.J.M., Siwan, in Muffasil P.S. Case No. 356/2011, subject to the conditions as laid down u/s 438(2) Cr.P.C.

(Dinesh Kumar Singh, J)

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