

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28171 of 2015

Arising Out of PS.Case No. -174 Year- 2015 Thana -SUPAUL District- SUPAUL

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Amit Jaiswal S/o Sri Sunil Jaiswal Resident of Line Bazar, P.S. Sadar,
District Purnea, Proprietor of M/s Maa Annpurna Rice Mill, Resident of
Village Chandan Nagar, P.O. Gulabbagh, District Purnea.

.... Petitioner/s

Versus

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

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Anand, Advocate
For the B.S.F.C. : Mr. Shailendra Kumar Singh, Advocate
For the State : Mr. Dinesh Singh APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 15-09-2015 Learned counsel for the petitioner is permitted to make necessary correction in paragraph-1 of the bail application.

Heard learned counsel for the petitioner, learned counsel for the Bihar State Food Corporation Ltd. and learned A.P.P. for the State.

Petitioner is apprehending his arrest in connection with Supaul P. S. Case no. 174 of 2015 registered under Sections 406, 409, 420 and 120B of the Indian Penal Code.

Learned counsel for the petitioner submits that out of the alleged defalcated amount of Rs. 24, 57, 910.60, the petitioner has already deposited a sum of Rs. 4,50,000/- and, as such, an amount of Rs. 20, 07,910.60 remains to be paid by the petitioner. Learned counsel for the petitioner further submits that in view of the fact that he has already paid Rs. 4,50,000/-, the petitioner may be extended the benefit of anticipatory bail so that the rest amount may be paid by him as and when he will arrange the same.

Learned counsel for the B.S.F.C., however, submits that the benefit of anticipatory bail may be extended to the petitioner only if he deposits further amount of Rs.50,000/- which is agreed upon by the learned counsel for the petitioner.

Considering the facts and circumstances of the case, let petitioner above named, in the event of arrest or surrender within a period of three weeks from the date of receipt/production of a copy of this order, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand only) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Supaul, in connection with Supaul P. S. Case no. 174 of 2015 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

It is made clear that the aforesaid amount of Rs.50,000/-, which has been agreed upon by the learned counsel for the petitioner, shall be paid within a period of two months from today.

(Anjana Mishra, J)

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