

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.57188 of 2015

Arising Out of PS.Case No. -27 Year- 2015 Thana -BENA District- NALANDA (BIHARSHARIFF)

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1. Prakash Kumar S/o Sri Dayanand Prasad, R/o Mohalla- M.G. Road,
Chandra Banshi Market Bharaopar, P.S. Laheri, Distt- Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar
2. The District Manager, State Food Corporation, Nalanda.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jai Prakash Verma
For the Opposite Party/s : Mr. Sanjay Kr.Pandey(App)
For the O.P. No. 2 : Mr. Ramashankar Pradhan, Sr. Advocate
Mr. Jainendra Kumar, Advocate

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 18-12-2015 Heard learned counsels for the petitioner and the State.

The petitioner is apprehending arrest in a case registered for the offences punishable under Section 409 of the Indian Penal Code.

The prosecution case is that co accused Krishnakant Yadav, Block Statistical Officer cum Incharge of Purchase centre, Ben and petitioner being Executive Assistant were deputed in the purchase centre, Ben. It is alleged that they purchased 39082.83 quintals of paddy during procurement year 2012-13 but they supplied only 37437.83 paddy to the rice millers and thereby misappropriated 9645 quintals of paddy worth Rs.1,25,82,020.00.

It is submitted by the learned counsel for the petitioner that the calculation is imaginary and the incharge of the purchase centre was aforesaid Krishnakant Yadav.

Considering the nature of accusation, let the learned court below consider the prayer for regular bail of the petitioner in case the petitioner surrenders within six weeks from today in connection with Ben P.S. Case No. 27 of 2015 pending in the court of learned C.J.M. Nalanda at Biharsharif.

This application is disposed of with the aforesaid observation/direction.

(Dinesh Kumar Singh, J)

Anil/-

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