

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45732 of 2014

Arising Out of PS.Case No. -167 Year- 2013 Thana -SILAO District- NALANDA
(BIHARSHARIFF)

=====

1. Abhinav Bharti Son of Ram Sube Bhagat Resident of Village - Lodipur,
P.S. - Chhabilapur, District- East Champaran.

.. Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Anuj Kumar

For the Opposite Party/s : Mr. H.A.Khan(App)

=====

CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

2 18-02-2015 Heard learned counsel for the petitioner and learned
counsel representing the State.

Petitioner seeks bail in connection with Silao P.S.
Case No. 167 of 2013 registered for the offences punishable under
Sections 408, 420, 468, 471 of the Indian Penal Code.

Allegedly, the petitioner and other co-accused
misappropriated the government amount of Rs. 17,42,626/- under
various schemes and the petitioner has transferred Rs. 1,50,000/-
in name of his father, Rs. 3,45,086/- in the name of Ram Niranjana
Singh and Rs. 3,30,000/- in the name of Chhote Singh.

Submission is of false implication and that no
amount has been misappropriated by the petitioner and whatever
wrong has been committed has been committed by the Mukhiya
who used to sign the cheque and the petitioner has only counter

signed the same, the petitioner is only the custodian of the documents and cheque books and the petitioner is suffering in custody since 9.6.2014, as such, the petitioner deserves sympathetic consideration to which the learned APP opposes.

In the facts and circumstances stated above and considering the fact that in this case chargesheet has already been submitted and there is no chance of tempering with the prosecution evidence, the petitioner above named is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Nalanda at Biharsharif in connection with Silao P.S. Case No. 167 of 2013, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

avin/-

U		T	
---	--	---	--