

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33787 of 2015

Arising Out of PS.Case No. -120 Year- 2015 Thana -KARGAHAR District- SASARAM (ROHTAS)

Jai Ram Rai, son of Bachas Rai, resident of Village- Sidi, P.O.- Gori, PS- Kargahar, District- Rohtas (Sasaram).

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner : Mr. Sumeet Kumar Singh, Advocate
For the S t a t e : Mr. P.Mehta(APP)
For the BSFC : Mr. Awadhesh Kumar, Advocate

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 09-09-2015 Heard learned counsel for the petitioner and the learned counsel for the Bihar State Food Corporation as well as the learned counsel for the State.

The petitioner is apprehending his arrest in connection with Kargahar P.S. Case No.120 of 2015 for allegedly having committed the offence under Sections 406, 409 and 420 of the Indian Penal Code.

Learned counsel for the petitioner submits that the petitioner is facing prosecution in connection with the present case for allegedly defalcating an amount of Rs.36,20,708.04 paise.

Learned counsel for the petitioner has filed a supplementary affidavit today stating that he has already

pledged properties to the tune of Rs.52,00,000/- in favour of the BSFC and, therefore, there is no cause as to why the petitioner be prosecuted in the manner.

Considering the aforementioned submissions and the deed of pledge, which has been annexed with the supplementary affidavit, let the petitioner, above named, in the event of his arrest or surrender before the court below 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) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Rohtas at Sasaram, in connection with Kargahar P.S. Case No.120 of 2015, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Anjana Mishra, J)

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