

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28552 of 2014

Arising Out of PS.Case No. -523 Year- 2012 Thana -ROHTAS COMPLAINT CASE District-
SASARAM (ROHTAS)

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1. Bhudeo Mishra S/o Sri Bipin Mishra @ Bipin Bihari Mishra Resident of
Village Durgadih, P.S. Bikramganj, District Rohtas at Sasaram.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dr. Chandra Shekhar Azad

For the Opposite Party/s : Mr. Arun Kr.Pandey(App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

8 07-09-2015 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection with a
case registered for the offences punishable under Sections 406 of
the Indian Penal Code.

Learned counsel for the petitioner submits that the entire
allegation against the petitioner is false and mischievous and the
same has been filed only to escape the liability of paying the
salary of the petitioner for the period 2007-2010.

After hearing learned counsel for the complainant and
perusing the materials on record, I find that the entire allegations
levelled against the petitioner is vague and indistinct. Moreover,
the complainant having been entrusted the money to the petitioner

in the year 2009, there was nothing to preclude him from taking appropriate recourse for recovery of the same soon thereafter, especially because the amount concerned was quite huge. There is also no particular reason assigned for not pursuing the matter between the years 2009-12.

Considering the aforementioned facts and also the fact that the petitioner has no criminal antecedent, let the petitioner Bhudeo Mishra, in the event of his arrest / surrender within a period of three weeks from the date of receipt/production of a copy of this order, is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the each amount to the satisfaction of the learned Judicial Magistrate, 1st Class, Bikramganj (Rohtas) in connection with Complaint Case No. 523 of 2012 subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Anjana Mishra, J)

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