

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5438 of 2016

Arising Out of PS.Case No. -160 Year- 2015 Thana -MADHUBANI TOWN District-
MADHUBANI

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Bharat Purvey, son of Sri Shambhoo Purvey

.... Petitioner/s

Versus

1. The State of Bihar
2. Gulab Hussain, Son of Late Md. Khalil, District Manager, B.S.F.C, Madhubani.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nilesh Kumar

For the Opposite Party/s : Mr. Uday Pratap Singh(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 15-02-2016

Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

Petitioner being rice mill owner lifted paddy under an agreement but did not supply the rice in the quantity as agreed by him and accordingly, it is alleged that he misappropriated huge government money.

Petitioner is in jail custody since 20.09.2015 for the aforesaid act and submission on behalf of the petitioner is that even if the prosecution story assumed to be true, then also, it is a case of breach of contract for which civil remedy is available to prosecution.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner be released on

bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Madhubani in connection with Madhubani Town P.S. Case No. 160 of 2015.

(Hemant Kumar Srivastava, J)

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