

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53788 of 2015

Arising Out of PS.Case No. -197 Year- 2015 Thana -MOTIHARI MUFASIL District-
EASTCHAMPARAN(MOTIHARI)

Subhash Yadav Son of Yogendra Rai, resident of village- Dostiya, P.S.-
Lakhaura, District- East Champaran

.... Petitioner

Versus

1. The State of Bihar
2. Bihar State Food and Civil Supply Corporation Ltd., Bihar, Patna

.... Opposite Parties

Appearance :

For the Petitioner : Mr. Ajay Kumar Singh
For the Opposite Parties : Mr. P.K.Chaurasia(App)

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 27-01-2016 Heard learned counsel for the petitioner and learned
counsel for the State

The petitioner is apprehending his arrest in connection
with Muffasil Motihari P.S. Case No. 197 of 2015 for the offences
instituted under Sections 409, 468 and 420/34 of the Indian Penal
Code.

As per prosecution case, petitioner being a Chairman of
PACS procured paddy from Bihar State Food Corporation on the
basis of forged receipts which were issued in the name of different
farmers.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. Petitioner has been

made accused due to mistake of fact. Whatever procurement of paddy which was made from the BSFC that has already been paid to the agriculturist. It is further submitted that petitioner is ready to deposit an amount of Rs.35,000/- in the court below which shall be subject to the final disposal of the case.

On behalf of the State it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, it is directed that the petitioner shall deposit an amount of Rs.35,000/- in the court below which shall be subject to the final disposal of the case and on doing so, let the petitioner above named, be released on bail in the event of his arrest or surrender before the learned court below within a period of six weeks from today in connection with Motihari Muffasil P.S. Case No. 197 of 2015 (Trial No.3379 of 2015) on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the CJM, East Champaran, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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