

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.54408 of 2016

Arising Out of PS.Case No. -517 Year- 2015 Thana -GANDHIMAIDAN District- PATNA

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Rupesh Kumar son of Shiv Kumar Singh resident of village Baudha Chak,
P.S. Parsa Bazar, District Patna. Petitioner

Versus

The State of Bihar. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Vinod Kumar

For the Opposite Party/s : Mr. Sri Rajeev Nayan

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

2 20-12-2016 Heard learned counsel for the petitioner and learned
counsel representing the State.

Supplementary affidavit has been filed on behalf of the
petitioner. Let it be kept on record.

Allegedly, the petitioner misappropriated the amount of
Rs. 14,28,687/- after collecting from the shopkeeper and by not
depositing in the company where the petitioner was working in
Ranisati Teletek Pvt. Ltd., Jamal Road, Patna.

Submission is of false implication and that the petitioner
has got no criminal antecedent, due to business rivalry the
petitioner has been implicated in this case, as a matter of fact,
salary of three months have become dues and when the petitioner
demanded his salary, he has been implicated falsely in this case.
From the ledger account it will reveal that no amount was
misappropriated and everything has been deposited in the



company, the petitioner without any fault is suffering in custody since 16.08.2016 and as such now the petitioner deserves sympathetic consideration to which the learned APP opposes.

In the facts and circumstances stated above, considering the period of detention and further that chargesheet has already been submitted and there is no chance of tampering 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 Smt. Supriya Goswami, J. M. Ist Class, Patna in connection with Gandhi Maidan P.S. Case No. 517 of 2015, 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)

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