

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40423 of 2016

Arising Out of PS.Case No. -326 Year- 2015 Thana -JOKIHAT District- ARRARIA

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MUKHIYA IMRAN SABIR @ MD. IMRAN SABIR son of safiruddin
Resident of Village-Gariki Bageshwari, P.S.-Jokihat, District-Araria

.... Petitioner.

Versus

The State of Bihar

.... Opposite Party.

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Appearance :

For the Petitioner/s : Mr. Nilesh Kumar

For the Opposite Party/s : Mr. Sri Akshay Lal Pandit

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 29-09-2016 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered under

Sections-467, 468, 471, 420, 409/34 of the Indian Penal Code.

Petitioner was Mukhiya in the year, 2007-08 and he

executed several government schemes but on the basis of spot
verification report, conducted in the year, 2015, it was detected
that the petitioner committed irregularities in execution of the
schemes and embezzled government money.

Submission on behalf of the petitioner is that even

after 7 years, solar lights and other articles were found and
therefore, the aforesaid fact goes to show that the petitioner had
already executed the government schemes in two phases but as a

matter of fact, after lapse of 7 years, the petitioner has been roped in this case at the behest of his enemies. It is further submitted that even the inquiring authority found only certain irregularity in respect of making payment of concerned agencies because according to inquiring authority, the payment was made through the Panchayat Secretary and not direct to the concerned agency. It is further submitted that concerned Panchayat Secretary has already been granted privilege of bail by a coordinate bench of this court. So far as criminal antecedent of the petitioner is concerned; it is submitted that the petitioner has been roped in several cases at the behest of his political opponents.

Considering the above-said facts and circumstances of the case as well as submission of the parties, let the petitioner named above, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each in connection with Jokihat P.S. Case No. 326 of 2015 to the satisfaction of learned Sub Divisional Judicial Magistrate, Araria.

(Hemant Kumar Srivastava, J)

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