

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29021 of 2016

Arising Out of PS.Case No. -140 Year- 2016 Thana -KUDRA District- BHABHUA (KAIMUR)

Nand Kishor Singh, son of Jai Gobind Singh, Resident of village+Post-
Derwan, Police Station- Kudra, District-Kaimur at Bhabhua.

.... .. Petitioner/s

Versus

1. The State of Bihar
2. The State Food Corporation through its Managing Director, Patna, Bihar.

.... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Sanjay Kumar Tiwary, Advocate
For the S t a t e : Mr. Ashok Kumar Singh, APP
For the B.S.F.C. : Mr. Sanjay Prasad, Advocate

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

7 05-10-2016 Heard learned counsel for the petitioner and the

learned counsel appearing on behalf of the BSFC. Learned

counsel for the State is also present.

The petitioner is apprehending his arrest in

connection with Kudra P.S. Case No.140 of 2016 for allegedly

having committed the offence under Sections 409 and 420 of

the Indian Penal Code.

Earlier, the matter was adjourned to enable the

learned counsel for the BSFC to file a counter affidavit so as to

establish that the property of the petitioner to the tune of

Rs.1,95,90,000/- stands secured with the BSFC and the price

of CMR is much lesser than the said amount.

In view of the said fact that the property of the petitioner stands mortgaged with BSFC itself, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, be released on bail on furnishing bail bond of ₹10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Kaimur at Bhabhua, in connection with Kudra P.S. Case No.140 of 2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

It is made clear that the State Food Corporation, if so desires, may take appropriate steps in accordance with law for realizing its dues by making available to itself the property mortgaged in its favour.

(Anjana Mishra, J)

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