

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33580 of 2016

Arising Out of PS.Case No. -84 Year- 2016 Thana -MAHUA District- VAISHALI(HAJIPUR)

Rajan Kumar Son of Tej Narayan Gupta, resident of Village - Pul Road
Mahua, P.S. - Mahua, District - Vaishali.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

Appearance:

For the Petitioner : Mr. Shakil Ahmad Khan, Advocate

For the Opposite Party : APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 30-08-2016 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 409 and 34 of the Indian Penal Code
registered in connection with Mahua P.S. Case No. 84 of 2016.

3. It is submitted that the petitioner being the Panchayat
Rozgar Sevak has been falsely implicated in connection with
MGNREGA Plantation Scheme relating to the year 2009-10 for
which enquiry report was submitted after prolonged delay on
29.11.2013, by which time most of the plantation were damaged.
It is further submitted that after consideration of the explanation
of the accused persons, the Programme Officer, Mahua has not
recorded any specific finding on embezzlement. Similarly situated
co-accused Ravindra Kumar and Sushil Kumar Bharti have been

granted anticipatory bail by this Court in Cr. Misc. No. 33023 of 2016 and 33443 of 2016, respectively.

4. Having regard to the entirety of the facts and circumstances, in the event of the petitioner's arrest or surrender before the court below within six weeks from the date of communication of this order, let the above named petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, Vaishali at Hajipur, in connection with Mahua P.S. Case No. 84 of 2016, subject to the conditions as laid down under Section 438 (2) Cr.P.C., and also subject to the condition that the petitioner will remain physically present before the police/Court as and when required and his failure to appear before the learned Court below on two consecutive dates, if required, without assigning any reason will entail cancellation of his bail bonds without being prejudiced by this order.

Chandran/lbrar

(Vikash Jain, J)

U		T	
---	--	---	--