

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27021 of 2016

Arising Out of PS.Case No. -35 Year- 2016 Thana -KADWA District- KATIHAR

1. Shambhu Nath Biswas S/o Shri Chitranjan Biswas, R/o Village Kachora,
P.S.- Kadwa, District- Katihar, at presently posted as Assistant Headmaster
of Singhara Toli, South (Kadwa), district- Katihar.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shailendra Kumar Singh
Mr. Chhote Lal Mishra

For the Opposite Party/s : Mr. Sri Rana Randhir Singh

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

4 01-09-2016 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection with a
case registered for the offences punishable under Sections 409 of
the Indian Penal Code.

A supplementary affidavit has been filed today bringing on
record the bank draft by which the petitioner had returned the
amount of Rs. 7,88,200/- to the District Programme Officer of
Sarva Shiksha Abhiyan, Katihar. It is submitted that the rest of the
amount will be returned by the petitioner to the District
Programme Officer, Katihar within a period of six months from
today. As such, the offer has been made by the petitioner and that
he undertakes to return the rest amount which stands due to the

informant within the period aforementioned.

In view of the above, let the petitioner, in the event of his arrest / surrender within a period of four weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Katihar, in connection with Kadwa P.S. Case No. 35/2016, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

It is made clear that if the petitioner does not honour his undertaking, it shall be open to the Court below to proceed in accordance with law for cancelling the order passed by this Court seeking modification of this order passed or moving this Court for cancellation of the bail.

(Anjana Mishra, J)

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