

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7834 of 2016

Arising Out of PS.Case No. -335 Year- 2015 Thana -ARARIA District- ARARIA

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Smt. Gulshan Ara Wife of Md. Imteyaz Alam Resident of village - Gaira,
Police Station Araria, District - Araria

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sajid Salim Khan

For the Opposite Party/s : Mr. S.N.Shukla (App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

4 28-09-2016 Heard both sides.

The petitioner apprehends her arrest in Araria P.S.
Case No. 335 of 2015, registered for the offences punishable
under Sections 406, 409, 420 and 120B of the Indian Penal Code.

The prayer for anticipatory bail petition of the
petitioner was earlier rejected vide order passed in Cr. Misc. No.
43962/2015. The petitioner is Mukhiya of Gram Panchayat Gaira.
The Petitioner (Mukhiya), Panchayat Sachiv and executants of the
schemes of Scheme no. 1/2013-14, Scheme no. 3/2014-15,
Scheme no. 1/2012-13 and supplier of hand pipes are alleged to
have defalcated the entire amount worth Rs. 9,13,400/-. The
petitioner was Mukhiya of the Gram Panchayat took an advance of
Rs. 9,13,400/- and did not complete the work in time. Considering

the aforesaid facts the prayer for anticipatory bail petition of the petitioner was earlier rejected. The petitioner again filed this petition for grant of anticipatory bail.

Learned counsel for the petitioner submits that the petitioner is ready to either deposit the entire amount or complete the work of all the schemes.

Considering the facts aforesaid and nature of allegation made against the petitioner, I am not inclined to enlarge the petitioner above named on anticipatory bail. Accordingly, the same is rejected.

If the petitioner deposits the entire amounts alleged to have been defalcated and surrenders in the court below, the court below shall consider the regular bail of the petitioner considering that the petitioner has already deposited the entire amounts.

(Prabhat Kumar Jha, J.)

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