

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43232 of 2016

Arising Out of PS.Case No. -48 Year- 2016 Thana -BASOPATTI District- MADHUBANI

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Md. Israil, son of late Abdul Hakim, resident of Village- Hathapur, P.S.-
Basopatti, District- Madhubani.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Thakur, Advocate
Mr. Malay Kumar Choudhary, Advocate

For the Opposite Party/s : Mr. Sri Binod Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH
ORAL ORDER

2 25-10-2016 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

This application for grant of anticipatory bail arises out
of Basopatti P.S. Case No. 48 of 2016, disclosing offences under
Sections 420, 406 and 409 of the Indian Penal Code.

Learned counsel for the petitioner appears to be right in
his submission that the written report of the Block Development
Officer, which is the basis for registration of the First Information
Report, does not make out specific case of commission of an
offence under Sections 406/409 of the Indian Penal Code. He has
rightly submitted that there is vague allegation of irregularities
committed in purchase of solar lights in Hathpur Parsa Gram

Panchayat of which the petitioner was Mukhiya during the period 2001 to 2011.

Considering the submissions as above, this application is allowed.

Let the petitioner, above-named, in the event of his arrest or surrender before the court below within six weeks, be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate-I, Madhubani in connection with Basopatti P.S. Case No. 48 of 2016, subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioner shall present himself before the police/Court, as the case may be, as and when required and in the event of failure on his part to appear before the Court on two consecutive occasions, his bail bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J)

Vats/-c

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