

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34309 of 2016

Arising Out of PS.Case No. -7 Year- 2015 Thana -GHOGHARDIHA District- MADHUBANI

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Uttim Lal Mukhiya @ Uttam Lal Mukhiya, son of Late Sebi Mukhiya,
resident of Menahi Palsaha, P.S. Ghoghardiha, District- Madhubani.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Gagan Deo Yadav, Advocate

For the Opposite Party/s : Mr. Sri Rajesh Kumar

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 22-10-2016 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered under
Sections 406, 409 and 420 of the Indian Penal Code.

Petitioner was Headmaster of a School and it is
alleged that he withdrew amounts allotted to different schemes but
did nothing and defalcated the entire amount. The first information
report goes to show that Rs.2,00,300/- for the financial year 2012-
13 and Rs.2,05,900/- for the financial year 2013-14 allotted for
dress but petitioner being Headmaster did not produce the utility
certificate. It is also alleged that petitioner defalcated the amount
allotted for scholarship as well as construction of school building
but there is nothing on the case diary to show as to how much
amount was withdrawn by the petitioner under the head of

scholarship and construction of school building. So far as allegation of defalcation of amount of dress is concerned, it is only stated that he did not produce utility certificate. Moreover, the investigation against the petitioner has already been completed and is languishing in jail custody since 7.2.2016.

Accordingly, the petitioner above named is directed to be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of S.D.J.M., Jhanjharpur in connection with Ghoghardiha P.S. Case No.7 of 2015.

(Hemant Kumar Srivastava, J)

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