

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.19654 of 2016

Arising Out of PS.Case No. -47 Year- 2016 Thana -BARUN District- AURANGABAD

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Pankaj Kumar, s/o Narendra Kumar Singh proprietor of M/s Maa Durga
Rice Mill Barun resident of village Udina P.S. Barun District Rohtas

.... Petitioner/s

Versus

1. The State of Bihar
 2. The District Manager Bihar State Food Corporation, Aurangabad
- Opposite Party/s
- =====

Appearance :

For the Petitioner/s : Mr. Bindhayachal Singh

For the Opposite Party/s : Mr. P.K.Pandey(App)

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3 29-06-2016 Heard Sri Bindhayachal Singh, learned counsel, who

was assisted by Sri Jai Prakash Singh, learned counsel for the

petitioner, Sri P.K. Pandey, learned A.P.P. as well as Sri Mayank

Singh, learned counsel for the opposite party no. 2.

The petitioner, seeks bail in anticipation of his arrest in
connection with Barun P.S. Case No. 47 of 2016 registered for the
offence under section 406, 409, 420 of the Indian Penal Code.

Learned counsel for the petitioner submits that
petitioner is a rice miller and there was no occasion for the
petitioner to commit an offence of misappropriation. He
alternatively argued that petitioner may be extended the
privilege of anticipatory bail after accepting deposit of certain
amount. Sri Bindhayachal Singh further submit that till date the
petitioner has already deposited Rs. 40,15000/- and he has

argued that besides lodging F.I.R. certificate case has already been initiated against the petitioner.

Learned A.P.P. as well as learned counsel for the opposite party no. 2 have opposed the prayer of anticipatory bail. Sri Pandey, learned A.P.P. submits that it is a case of misappropriation of about Rs. 89 lakhs and odd. He submits that in a deep rooted conspiracy offence was committed by the accused person.

Besides hearing learned counsel for the parties and keeping in view the fact that this petitioner is named as accused in the F.I.R. and the nature of accusation, I do not find any ground to extend the privilege of anticipatory bail.

The petition stands dismissed.

(Rakesh Kumar, J)

Praful/-

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