

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2713 of 2016

Arising Out of PS.Case No. -250 Year- 2015 Thana -SARAIYA District- MUZAFFARPUR

=====

Raj Narayan Singh Son of Late Radha Mohan Singh, resident of Village-
Pokhraiya, P.S.-Saraiya, District-Muzaffarpur.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

=====

Appearance :

For the Petitioner/s : Mr. Alok Kumar @ Alok Kr Shahi, Adv.

For the Opposite Party/s : Mr. P.N.Pandit, APP

=====

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

3 12-04-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks pre-arrest bail in connection with
Saraiya P. S. Case No. 250 of 2015 registered under Section
409/34 of the Indian Penal Code.

It is contended that out of total amount of
development fund of Rs.5,48,256/-, the petitioner had paid the
amount of Rs.4,90,000/- to the Chairman of the School
Education Committee, namely, Anil Kumar Choudhary and the
remaining amount of Rs.58,256/- is lying in the development
account of the school. When Anil Kumar Choudhary did not
submit Muster Roll, Measurement Book and Utility Certificate
etc. then the petitioner informed to the District Superintendent
of Education-cum- Programme Coordinator on 17.11.2009 and

16.12.2009 for taking action against him but the officials did not take any action in this regard. Said Anil Kumar Choudhary has left the work of the school building in the midst without its completion. It is further contended that after attaining the age of superannuation, the petitioner has already been retired from service on 30.11.2013. It is also contended that the petitioner has got roots in the society and is not likely to abscond or tamper with the evidence, if released on bail.

Learned counsel for the State has opposed the prayer for grant of pre-arrest bail to the petitioner.

Regard being had to the facts and circumstances of the case, in the event of arrest or surrender before the court below within four weeks from today, the petitioner named above is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, West, Muzaffarpur in Saraiya P. S. Case No. 250 of 2015, subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

(Ashwani Kumar Singh, J.)

Kanchan/-

U		T	
---	--	---	--