

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14289 of 2017

Arising Out of PS.Case No. -232 Year- 2016 Thana -DHURAIYA District- BANKA

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Raj Kumar Paswan, son of Moti Paswan @ Moti Lal Paswan, Resident of
Village – Mathurapur, P.S. Dhuraiya, District- Banka

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjan Kumar Jha

For the Opposite Party/s : Mr. Sri Bharat Lal

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

2 27-04-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in connection
with Dhuraiya P.S. Case No. 232 of 2016, registered for the
offences punishable under Sections 409/420 of the Indian Penal
Code.

Allegedly, the petitioner being teacher of Primary
School, Dhuraiya, has taken advance of Rs. 7,50,000/- for
construction of building, but he has constructed only for Rs.
6,16,303/- and balance amount of Rs. 133697/- remained due
which was not deposited by the petitioner and then this case was
lodged.

Submission is of false implication and that as soon as
petitioner has got the knowledge, he has deposited the said amount



through bank draft in the name of Bihar Education Pariyojana, Banka, vide Annexure-2 series on 06.02.2017 itself and, as such, the petitioner deserves sympathetic consideration.

The learned A.P.P. fairly submits that from Annexure-2 series, it reveals that the petitioner has deposited the said amount through bank draft.

In the facts and circumstances as stated above, as the petitioner has already deposited the amount in question and, as such, the petitioner in the event of his arrest or surrender within four weeks from the date of receipt/production of a copy of this order shall 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 learned A.C.J.M.-IV, Banka, in connection with Dhoraiya P.S. Case No. 232 of 2016, subject to the conditions as laid down in section 438(2) of the Cr.P.C.

(Jitendra Mohan Sharma, J.)

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