

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30525 of 2017

Arising Out of PS.Case No. -80 Year- 2017 Thana -BARHARIA District- SIWAN

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Sudhist Prasad (Panchayat Sachiv), S/o Sudama Prasad, resident of Village-
Gyaspur, P.S.- Guthani, District- Siwan.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Satyendra Rai, Advocate

For the Opposite Party/s : Mr. Rajendra Nath Jha

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 07-07-2017

Heard learned counsel for the petitioner and the State.

Petitioner apprehends his arrest in connection with a
case registered under Sections 420 and 409 of the Indian Penal
Code.

Allegation in brief is that the petitioner-Panchayat
Sachiv at relevant point of time was incharge of four Panchayats
for distribution of pension under the "Samazik Surksha Pension".
He was required to disburse the pension and return the remaining
amount each day to the office of the Block but the money was not
returned every day; neither any account of distribution of pension
was given and had defalcated government money to the tune of
Rs.10,58,950/-. Notice was earlier issued to him to deposit the
amount but the amount was not deposited.



It is submitted on behalf of the petitioner that in fact, the cash was kept in his Almirah and the Vikash Mitra Ashok Kumar Ram committed theft for which he had earlier lodged the police case. However, it appears that petitioner kept the cash in his personal custody, he ought to have deposited every day in the office of the B.D.O.

Therefore, the prayer for anticipatory bail of the petitioner is refused in connection with Barharia P.S. Case No.80 of 2017 pending in the court of C.J.M., Siwan.

(Arun Kumar, J)

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