

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33318 of 2017

Arising Out of PS.Case No. -43 Year- 2016 Thana -BELCHHI District- PATNA

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Janardan Paswan Son of late Devnath Paswan Resident of Ahrawa P.S.
Belchi, District- Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar Pandey

For the Opposite Party/s : Mr. Sri Kalyan Shankar

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 20-07-2017 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail, arises
out of Belchi Police Station Case No. 43 of 2016, disclosing
offences under Sections 406, 409 and 420 of the Indian Penal
Code.

Learned counsel for the petitioner has submitted the
petitioner is innocent and has not committed any offence. In fact,
the petitioner happens to be Head Master of the school has not
defalcated any government money. The petitioner has utilized all
the sanctioned money in construction of school building, which
is evident from annexure-2. The petitioner has retired in the year
2015 and at that time he has handed over all the details regarding



the utilization of government money to the then head Master but no complaint in this regard has been raised by any one and after lapse of one year, this F.I.R. has been lodged against the petitioner on forged and frivolous grounds. Hence, the petitioner also deserves the privilege of anticipatory bail.

Considering the facts and circumstances of the case, let the petitioner, above named, in the event of his arrest or surrender before the Court below within six weeks, 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 Sub Divisional Judicial Magistrate, Barh, Patna, in connection with Belchi Police Station Case No. 43 of 2016, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Arvind Srivastava, J)

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