

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.48448 of 2017**

Arising Out of PS.Case No. -90 Year- 2017 Thana -DHANSORI District- BUXAR

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1. Dinesh Kumar Mehata, S/o Binda Nand Prasad Mehta, Resident of  
Village-Bannauli, P.S.-Narayanpur, District-Bhojpur.... Petitioner

Versus

1. The State of Bihar ..... Opposite Party

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**Appearance :**

For the Petitioner : Mr. Binod Kumar Singh, Adv.

For the Opposite Party : Mr. Surendra Kumar, APP 190

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR**

**JHA**

**ORAL ORDER**

4      21-11-2017

Heard both sides.

The petitioner apprehends his arrest in Dhansoi P.S.  
Case No. 90 of 2017 registered under Sections 406, 409, 420 and  
120B of the Indian Penal Code.

The Block Development Officer, Rajpur, Buxar,  
alleged that the petitioner, Panchayat Sachiv, and the Mukhiya of  
Gram Panchayat Dulfa withdrew the entire amount of Scheme No.  
1 of 2013-2014 and Scheme No. 5 of 2013-2014 after getting the  
wrong measurement entered in the measurement book.

The learned counsel for the petitioner submits that  
Scheme No. 1 of 2013-2014 was of Rs.1,02,900/- and Scheme No.  
5 of 2013-2014 was of Rs.83,515/-. Mukhiya, Birendra Singh, has  
already been enlarged on anticipatory bail on deposit of  
Rs.50,000/- vide order, dated 17.11.2017, passed in Cr. Misc. No.  
53781 of 2017. It is, further, submitted that the petitioner is also  
ready to deposit Rs.50,000/-. The case of the petitioner stands on  
the same footing as that of Birendra Singh, who was Mukhiya of  
Gram Panchayat Dulfa. It appears that the petitioner was the  
agent for executing Scheme No. 1 of 2013-2014 and Scheme No.



5 of 2013-2014. The petitioner and Mukhiya in collusion with each other withdrew the entire amount of the Schemes without completion of the Schemes. The petitioner is ready to deposit Rs.50,000/- in the Government Treasury as deposited by the Mukhiya.

Considering the facts, aforesaid, if the petitioner deposits Rs.50,000/-, within four weeks, the petitioner, in the event of his arrest or surrender, within four weeks from the date of receipt of this order, is directed to be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each in connection with **Dhansoi P.S. Case No. 90 of 2017** to the satisfaction of **Chief Judicial Magistrate, Buxar**, or successor Court, subject to the condition laid down under Section 438(2) of the Criminal Procedure Code.

**(Prabhat Kumar Jha, J)**

SA/-

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