

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52057 of 2016

Arising Out of PS.Case No. -394 Year- 2015 Thana -BEGUSARAI MUFFASIL District-
BEGUSARAI

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Sumitra Kumari, Wife of Yogendra Yadav, resident of Village Kankaul,
P.S. Mufassil, District Begusarai.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mrs. Babita Kumari, Advocate.

For the Opposite Party/s : Mr. Amrendra Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

3 08-02-2017 Heard learned counsels for the petitioner and the

State.

The petitioner apprehends her arrest in connection
with Begusarai P. S. Case No. 394 of 2015 instituted under
Sections 409 and 420 of the Indian Penal Code.

The allegation, in brief, is that the Principal of the
Upgraded Middle School and this petitioner, Secretary of the said
school have defaulcated the Government money released to them
for construction of the school under Sarv Shiksha Abhiyan, but the
construction was not done.

It is submitted that the petitioner is not named in the
F.I.R. and said to be the Secretary of the school during the period
2008-09, but as per the FIR, it appears that no money was released
for the financial year 2008-09 and another accused Md.



Hamiduddin, the headmaster, completed the unfinished work and the concerned authority granted no objection certificate and the said headmaster has been granted anticipatory bail by a co-ordinate Bench of this Court by order dated 16.05.2016 in Cr. Misc. No. 8638 of 2016 and the petitioner, a lady, has no criminal antecedent.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest or surrender before the court below within four weeks from today, be released on bail upon furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Begusarai in connection with Begusarai Mufassil P.S.Case No. 394 of 2015; subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure, 1973.

(Arun Kumar, J)

Sujit/-

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