

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.14196 of 2017

Arising Out of PS.Case No. -263 Year- 2016 Thana -DHAKA District-
EASTCHAMPARAN(MOTIHARI)

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1. Pankaj Kumar, Son of Sri Biswanath Singh, resident of village-
Barashankar, Police Station- Patahi, District- East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar Singh

For the Opposite Party/s : Mr. Smt. Veena Kumari Jaiswal

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 16-05-2017 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Dhaka P.S. Case No. 263 of 2016 registered under Sections
420 and 409 of the Indian Penal Code.

Learned counsel appearing on behalf of the
petitioner submits that on perusal of Annxures-2, 3, and 4, it
appears that Executive officer and Chairman of Nagar Pahchayat
gave pressure upon the petitioner to enter the amount in the
Account Register, but on refusal of the same, false case was
lodged against the petitioner for defalcation of money. The fact is
that the petitioner entered the amount in the account register that
was duly approved and counter signed by the Board and Executive



Officer, which was verified by the Vigilance Committee and petitioner also without cash book refused to prepare his account register. Further submission is that petitioner earlier also filed Complaint Case no. 457 of 2007 against the then Executive Officer, who gave pressure upon the petitioner to withdraw the same. Thereafter, he lodged this false and fabricated case against the petitioner with a view to harass him.

Having considered the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the S.D.J.M., Sikrahana Dhaka, East Champaran in connection with Dhaka P.S. Case No. 263 of 2016, subject to the condition as laid down under Section 438(2) of the Cr. P.C.

(Arvind Srivastava, J)

Shailendra/-

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