

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45918 of 2016

Arising Out of PS.Case No. -14 Year- 2015 Thana -PURNEA SADAR District- PURNIA

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Om Prakash Singh son of late Durga Prasad Singh

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Deepak Kumar Singh

For the Opposite Party/s : Mr. Sri Ram Priya Saran Singh

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

5 10-01-2017 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner apprehends his arrest in connection with
Sadar Police Station Case No. 14 of 2015 registered for the
offences punishable under Sections 406, 407, 409, 420, 467, 468,
471, 120B of the Indian Penal Code.

Petitioner being transporter was duty bound to
transport the rice from FCI godown to other godowns but,
allegedly, he defalcated rice worth Rs. 96 lacs.

Submission on behalf of the petitioner is that petitioner
did not get any rice rather the officials of FCI got manufactured
the documents and misappropriated the rice. It is further submitted
that petitioner had deposited huge amount as security money with
FCI and there was also huge dues of the petitioner against the FCI



and, therefore, if after trial any liability against the petitioner is found, he may be punished and, simultaneously, the defalcated amount can be recovered from the petitioner.

Considering the aforesaid facts and circumstances as well as submissions of the parties and also taking note of this fact that investigation against the petitioner has already been completed, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of Sub-Divisional Judicial Magistrate, Purnea in connection with Sadar P.S.Case No. 14 of 2015.

(Hemant Kumar Srivastava, J)

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