

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1088 of 2017

Arising Out of PS.Case No. -65 Year- 2016 Thana -MURAR District- BUXAR

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Narain Data Prasad @ Narain Datta, Son of Jawahar Paswan.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Mishra, Advocate.

For the Opposite Party/s : Mr. Sri Ram Naresh Ray, APP

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA

ORAL ORDER

2 13-01-2017 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner is accused in connection with Murar
P.S. Case No. 65 of 2016 registered under Sections 406, 409 and
420 of the Indian Penal Code.

The accusation is that in between 06.02.2014 to
06.03.2014, in two installments, Rs. 10,15,000/- was withdrawn
by this petitioner being Panchayat Secretary for construction of
two Anganbari Centres but the construction work of Anganbari
Centres were not done and this petitioner kept the said money in
his account. But, on 11.04.2015, the aforesaid amount has been
deposited in the account of Panchayat by this petitioner.

Learned counsel for the petitioner submits that, in fact,
Rs. 10,15,000/- was received by this petitioner to construct two



Anganbari Centres in the Panchayat but due to non approval of the place the construction work could not be done and thereafter the petitioner returned money on 11.04.2015. It is further submitted that there was no intention of the petitioner to keep the aforesaid money for about one and half years in his account. It is further submitted that petitioner is in custody since 23.10.2016.

Having regard to the facts and the circumstances of the case, the petitioner above named, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the J.M. Ist Class, Court No. 5, Buxar, in connection with Murar P.S. Case No. 65 of 2016. Out of two sureties, one surety must be the close relative of the petitioner.

(Rajendra Kumar Mishra, J)

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