

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.52287 of 2016

Arising Out of PS.Case No. -26 Year- 2016 Thana -JURAWNUPUR District- VAISHALI(HAJIPUR)

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Tribhuan Ram, Son of Raj Ballam Ram, Resident of Village- Lodipur,
Police Station- Mahnar, District- Vaishali. At presently posted as Principal
at Primary School Jurawanpur, Raghapur, Vaishali.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Anita Kumari Singh, Advocate.

For the Opposite Party : Mr. Gopesh Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 10-01-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is apprehending his arrest in connection
with Jurawanpur P.S. Case No. 26 of 2016 for the offences
instituted under Sections 406, 409 and 420/34 of the IPC.

The prosecution story, in brief, is that the Government
has sanctioned fund for the year 2006-15 for construction of a
School building and additional class room but the accused persons
neither completed the work nor returned the money.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation of
tampering with the witnesses alleged against the petitioner. He has



been made accused in the present case due to mistake of fact. Annexure-3 is the completion certificate issued by the Block Education Officer. The present case has been instituted under mistake of fact.

On behalf of the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail in the event of his arrest or surrender before the learned court below within a period of six weeks from today in connection with Jurawanpur P.S. Case No. 26/2016 on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M. 8th, Vaishali at Hajipur, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)

