

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7949 of 2018

Arising Out of PS.Case No. -55 Year- 2017 Thana -SINGHIYA District- SAMASTIPUR

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Kameshwar Prasad Singh S/o Late Phulo Singh, R/o Village- Singhia, P.S.-
Singhia, District- Samastipur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Mishra

For the Opposite Party/s : Smt. Sahin Begam

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 16-02-2018 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Singhia P.S. Case No. 55 of 2017 registered under Sections
406 and 409/34 of the Indian Penal Code.

Learned counsel appearing on behalf of the petitioner
submits that petitioner is innocent. On perusal of Annexure- 2 and
3, it appears that the Block Education Officer has written a letter
to the District Program Officer to the effect that the petitioner's
gratuity and pension amount has been withheld due to the
pendency of the construction work of school. However, the entire
construction work of the school has been entrusted to co-accused
Basant Kumar Singh and accordingly, he took the charge of the



construction work and entire amount mentioned in the F.I.R. was spent by him. Hence, the allegation of misappropriation of the school fund against the petitioner is not made out.

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 A.C.J.M.-V, Rosera, Samastipur in connection with Singhia P.S. Case No. 55 of 2017, subject to the condition as laid down under Section 438(2) of the Cr. P.C.

(Arvind Srivastava, J)

Shailendra/-

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