

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7871 of 2018

Arising Out of PS.Case No. -303 Year- 2016 Thana -TAJPUR District- SAMASTIPUR

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Anil Kumar, S/o Satish Kumar Srivastava, Accountant State Bank of India,
Branch, Patori, P.S.- Patori, District- Samastipur.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gajendra Kumar Singh, Advocate.

For the Opposite Party/s : Mr. Prem Kumar Jha, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 05-03-2018

Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in **Tajpur (Halai) O.P. P.S. Case No. 303 of 2016** instituted for the offence under Sections 406, 409, 380, 386, 420, 465, 468 and 120(B) of the Indian Penal Code.

The complaint was filed with allegation that the accused persons including petitioner have withdrawn Rs.4,79,900/- on the basis of forged signature of the informant on different dates. It is also alleged in the complaint petition that amount was to be withdrawn by joint signature of the informant and Headmaster of the said school. The said joint account number stood in the name of School Education Committee. It is further alleged that the petitioner after death of Headmaster of the school,



namely, Vijay Kant Gupta, came in the school and took Cash Book, Ledger Book and documents concerning building construction, by opening the lock of Almirah, for which, the informant gave written information to the Ex-Education Officer, Guptnarayan Singh of Morawa Block.

Learned counsel for the petitioner has submitted that petitioner was Accountant in the State Bank of India on the alleged date of occurrence. He has no concern with withdrawal of aforesaid money from the account of School Education Committee.

Considering the facts and circumstances of the case, prayer for anticipatory bail of the petitioner is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today, in connection with **Tajpur (Halai) O.P. P.S. Case No. 303 of 2016**, he shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of **learned Chief Judicial Magistrate, Samastipur**, subject to the conditions as laid down under Section 438 (2) Cr. P.C. with further conditions (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each



and every date fixed by the court and his absence on two consecutive dates without proper and reasonable reason will be liable to cancel his bail bond and (3) if petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

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