

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9324 of 2018

Arising Out of PS.Case No. -189 Year- 2017 Thana -MUSAHRI District- MUZAFFARPUR

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1. Ram Lakhan Das, S/o Late Yadu Ram, Resident of Village-
Raghunathpur, P.S.- Musahari, District- Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pradhan Murli Manohar Prasad, Adv.
Mr. R.K. Goswami, Adv.

For the Opposite Party/s : Smt. Veena Kumari Jaiswal, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 10-04-2018 The petitioner is apprehending his arrest in connection
with Musahari P.S. Case No. 189/2017, registered for offences
punishable under Sections 409 of the Indian Penal Code.

Petitioner is the incharge Headmaster and allegation
against him is of defalcation of government money, which was
meant for construction of eight class rooms of Middle School,
Raghunathpur, Musahari.

It has been submitted on behalf of the petitioner that he
has constructed the class rooms as per the specification and has
spent the entire amount and no money is due with the petitioner.
He has drawn the attention of this court towards Annexure – 2,
which appears to be office note, which shows that the amount has
already been adjusted against the construction work.



Heard learned A.P.P. also.

Having heard both sides, in view of the submission of learned counsel for the petitioner, this application is disposed of with direction to the petitioner to surrender in the court below within a period of six weeks with a certificate showing adjustment of the entire amount meant for construction of above stated school rooms and the court below on verification of the same, shall grant the privilege of anticipatory bail to the petitioner to his own satisfaction.

In the meantime, let no coercive steps be taken against the petitioner to take him into custody in connection with Musahari P.S. Case No. 189/2017 for a period of six weeks from today.

(Vinod Kumar Sinha, J)

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