

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12559 of 2018

Arising Out of PS.Case No. -217 Year- 2017 Thana -BELDAUR District- KHAGARIA

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1. Indradeo Yadav, son of Kiro Yadav, Resident of Village- Maali, Police Station- Beldaur, District- Khagaria.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Siddhartha Prasad

For the Opposite Party/s : Mr. Sri Bal Mukund Prasad Sinha

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 12-04-2018 Heard the parties.

The petitioner is apprehending his arrest in connection with Beldaur P.S.Case no.217 of 2017 , registered for offences punishable under Sections 406, 409, 420, 467, 468, 471/34 of the Indian Penal Code.

Allegation against the petitioner is of committing irregularity in the distribution list and defalcation Rs.60,000/-.

Submission of the learned counsel for the petitioner is that he has not prepared the list and prior to lodging of the case, he lodged a complaint case against the Panchayat Sewak that the list is forged. Further submission is that Panchayat Sewak now has deposited the defalcated amount.

Heard learned A.P.P. also.



Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, surrender within a period of six weeks from the date of receipt of this order and on his surrender, he shall be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned A.c.J.M. III, Khagaria in connection with Beldaur P.S.Case No.217 of 2017 dated 18.10.2017, subject to condition as laid down under Section 438 (2) of the Code of Criminal Procedure.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the investigation of the case and make himself available as and when required by the Police, otherwise, the prosecution is free to move for cancellation of his bail bond.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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