

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9212 of 2018

Arising Out of PS.Case No. -16 Year- 2016 Thana -AKBARPUR District- NAWADA

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1. Sujeet Kumar @ Bobby S/o Ram Naresh Singh, R/o Village- Dudhaily,
P.S.- Akbarpur, District- Nawada, presently posted as Incharge Headmaster
Nav Srijit Primary School, Azad Nagar, P.S.- Akbarpur, District- Nawada.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dharmendra Kumar

For the Opposite Party/s : Mr. Dashrath Mehta

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

2 18-04-2018 Heard Mr. Bakshi S.R.P. Sinha appearing on behalf of

the petitioner and the learned A.P.P. for the State.

The petitioner apprehends his arrest in Akbarpur P.S.
Case No.16 of 2016 registered under Section 420 and 409 of the
Indian Penal Code.

The learned counsel for the petitioner submits that the
petitioner is ready to deposit the entire amount said to have been
defalcated by the petitioner with interest. The District Programme
Officer also directed the Block Education Officer, Akbarpur to
institute a case for defalcation of the amount besides lodging a
proceeding under P.D.R. Act for realization of the defalcation
amount from the petitioner, therefore, the petitioner may be



granted anticipatory bail.

The prayer for anticipatory bail of the petitioner was earlier rejected vide order dated 26.07.2016 after considering all the facts that it was the petitioner who being the Headmaster withdrew Rs.4,90,000/- for construction of school building in the financial year 2007-08 but the petitioner did not construct any part of the building and he utilized the government money for more than ten years. The petitioner is ready to deposit the money only after institution of F.I.R. It is a case of defalcation and a Headmaster instead of getting the school building constructed defalcated entire amount. Therefore, I do not find any new ground to grant anticipatory bail to the petitioner.

Accordingly, the anticipatory bail petition of the petitioner is once again rejected.

(Prabhat Kumar Jha, J)

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