

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34856 of 2018

Arising Out of PS. Case No.-77 Year-2018 Thana- BARHARA District- Bhojpur

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Gupteshwar Sah, Son of Late Jamuna Sah, Resident of Village- Sohara, P.S.-
Krishnagardh (Barhara), District- Bhojpur, at present Mukhiya of Sohara
Panchayat.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar, Adv.

For the Opposite Party/s : Mr. A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 02-07-2018 Heard Sri Manoj Kumar, learned counsel for the
petitioner and learned Addl. Public Prosecutor.

The sole petitioner, apprehending his arrest in Barhara
(Krishnagadh) P.S. Case No.77 of 2018 registered for the
offence under Sections 420, 467, 468, 471, 409, 120(B)/34 of
the Indian Penal Code, has prayed for grant of bail, in the event
of his arrest or surrender.

Learned counsel for the petitioner, at the very outset
by way of referring to the F.I.R., submits that whatever
allegation was made, was made against Ravindra Kishore, the
then Panchayat Sevak, who had prepared list of beneficiaries
(S.E.C.C.). It has also been argued that in this case, there is no
misappropriation of public fund, but before withdrawal of the



money, the case was instituted. On perusal of the F.I.R., it is evident that the petitioner was a Mukhiya.

Considering the nature of accusation and the fact that the petitioner was a Mukhiya as well as the fact that there is allegation of misappropriation of public fund in the Scheme of Prime Minister Awas Yojna, there is no reason to grant anticipatory bail to the petitioner.

The petition stands dismissed.

(Rakesh Kumar, J)

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