

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.61962 of 2017

Arising Out of PS.Case No. -11 Year- 2017 Thana -DEOKUND District- AURANGABAD

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1. Albel Ajay Kujur, Son of Marshal Kujur, resident of Village- Bairiya, Police Station- Ramkanda, District- Gadhwah (Jharkhand) at present posted as Nazir at the office of District Welfare Officer, Aurangabad.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bipin Kumar

For the Opposite Party/s : Mr. Sri Uday Chand Prasad

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 10-01-2018 Heard learned counsel for the petitioner and learned counsel appearing on behalf of the State.

The petitioner is in custody since 17.10.2017 in connection with Deokund P.S. Case No. 11 of 2017 registered for the offences punishable under Sections 409, 420, 467, 468, 471 and 120B of the Indian Penal Code.

Learned counsel for the petitioner submits that initially, the petitioner's name did not figure in the F.I.R., but later on, during the course of investigation, the petitioner has been falsely implicated in the present case. It is submitted that the District Welfare Officer in conspiracy with the Bank Manager and one Prakash Singh made certain illegal withdrawal causing loss to the State exchequer. It is further submitted that it was these persons, who had been initially



named in the F.I.R. and they have been, now, extended the privilege of regular bail and also anticipatory bail. The name of the petitioner has been brought in later on false pretext even though he categorically informed the District Welfare Officer, that certain leaves of the cheque book were missing when they were received by the petitioner.

Considering the facts and circumstances of the case and the fact that now, co-accused persons have been granted bail by this Court, let the petitioner be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Sub Divisional Judicial Magistrate, Aurangabad in connection with Deokund P.S. Case No. 11 of 2017, on the following conditions;

- (1) One of the bailors will be his own relative, namely, father, mother, brother, sister and/or their wife.
- (2) The petitioner shall not indulge himself in any similar offence till conclusion of the trial.
- (3) The petitioner shall remain physically present in court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reasons, his bail bonds shall be liable to



be cancelled by the learned court concerned.

(4) The petitioner shall co-operate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(Anjana Mishra, J)

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