

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.35026 of 2018**

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Umesh Kumar @ Umesh Prasad @ Umesh Prasad Singh S/o. late Rajendra Prasad Singh, Village-Bhagwanpur, P.S. Goraul, District-Vaishali (As per F.I.R.) Ex- Seller, Kachahari Sells Centre, P.S. Nagar, District-Muzaffarpur, R/o. village- Manganpur, P.S. Bhagwanpur, District- Vaishali. At present C/o. R.K. Chaudhary, Satsang Nagar, Gannipur, Near S.K. J. Law College, P.S. Kajimohamadpur, District- Muzaffarpur.

.... .... Petitioner/s

Versus

1. State of Bihar
2. The District Manager, the Bihar State Food and Civil Supplies Corporation Limited, Muzaffarpur

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. SatyaPrakash Sinha, Advocate

For the Opposite Party/s : Mr. Vinod Shankar Modi, APP

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**CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR**  
**ORAL ORDER**

2      20-06-2018                      Heard learned counsel for the petitioner and learned  
Additional Public Prosecutor for the State.

The petitioner is languishing in custody for the  
offence punishable under Section 409 of the Indian Penal Code.

According to the FIR, the petitioner has  
misappropriated Rs. 96,000/- and odd of the State Food  
Corporation of India while posted as salesmen.

Submission is that the entire alleged amount has  
already been recovered from the salary of the petitioner which  
would be evident from Annexures 3 & 4 series.

Considering the aforesaid facts, let the petitioner,  
above named, be released on bail on furnishing bail bond of



Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned Court-below where the case is pending in connection with Muzaffarpur Town P.S. Case No.258 of 1991, with condition that the petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

**(Birendra Kumar, J)**

Mkr./-

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