

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14911 of 2018

Arising Out of PS. Case No.-59 Year-2017 Thana- MAJORGANJ District- Sitamarhi

Rajendra Jha, Son of Ramswarth Jha, Resident of Village- Harpur Kala, P.S.-
Mejorganj, District- Sitamarhi, presently posted as In-charge Headmaster,
Govt. High School, Marpa, Sirpal, Mejorganj, Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Surendra Kishore Thakur

For the Opposite Party/s : Mr. Sri Mukeshwar Dayal

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

3 08-05-2018 Heard learned counsel for the petitioner and the
learned APP for the State.

Petitioner, already in custody, seeks bail in connection
with Mejorganj P.S. Case No.59 of 2017, registered under
Sections 420 and 409/34 of the Indian Penal Code.

Allegation in brief is that huge defalcation of
government money was made by the petitioner and others and
the specific allegation against the petitioner is that while he was
In-charge Headmaster of the concerned school, he withdrew
Rs.15 lacs in two days, i.e, on 01.08.2015 and 03.08.2015 but
on what account he had made expenditure is not disclosed.

Learned counsel for the petitioner submits that the
petitioner was In-charge Headmaster from the year 2013 till



lodging of the FIR, prior to that other In-charge Headmasters were posted there and with regard to Rs.15 lacs, the petitioner has submitted Fund Utilization Report regarding purchase of bicycles and the scholarship fund.

Learned counsel for the State submits that there is no purchase receipt of the bicycle submitted by the petitioner or any document showing distribution of scholarship amount and Fund Utilization Report annexed with the bail petition does not bear the date of its submission or counter signature of the sanctioning authority.

Having considered the aforesaid facts and circumstances and the nature of defalcation, the Court is not persuaded to grant bail to the petitioner, accordingly, the prayer of bail of the petitioner is rejected in connection with Mejorganj P.S. Case No.59 of 2017, pending in the court of learned CJM, Sitamarhi.

(Arun Kumar, J)

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