

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23652 of 2018

Arising Out of PS.Case No. -71 Year- 2017 Thana -PHENHARA District-
EASTCHAMPARAN(MOTIHARI)

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1. Abhishekh Kumar, Son of Late Birendra Prasad Kashyap, resident of
Tadhwa Nandpur, P.S.- Bairiya, District- West Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Krishna Kant Singh

For the Opposite Party/s : Mr. Sri Rajendra Prasad Nat

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 18-05-2018 The petitioner is apprehending his arrest in connection

with Phenhara P.S. Case No. 71/17, registered for offences

punishable under Sections 174, 187, 188, 217, 353, 408 and 409 of

the Indian Penal Code.

Petitioner is Assistant Nazir and allegation against him is

that he remained absent from duty by locking the cheque book,

bank register, cash book etc. and due to which distribution of

money as flood relief through R.T.G.S could not be done.

It has been submitted on behalf of the petitioner that

petitioner has already suffered a lot as he has been suspended and

there is no allegation of defalcation against the petitioner in this

case.

Heard learned A.P.P. also.

Having heard both sides, in view of the above facts, let

the petitioner above named, in the event of his arrest or surrender

before the court below within a period of six weeks from the date



of receipt/production of a copy of this order, be enlarged on bail on furnishing bond of Rs. 25,000 (Rs. Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned ACJM – XII, East Champaran, Motihari, in connection with Phenara P.S. Case No. 71/17, subject to the conditions as laid down under Section 438(2) of the Cr.P.C, it is further subject to the condition that:-

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court.
- (ii) The petitioner shall cooperate in the investigation and make himself available as and when required by the police and on the event of failure on his part to appear before the police on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of his bail bonds.

(Vinod Kumar Sinha, J)

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