

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8770 of 2018

Arising Out of PS. Case No.-68 Year-2017 Thana- KARJAIN District- Supaul

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Mahesh Thakur @ Mahesh Kumar, Son of Late Ram Narain Thakur, resident
of Village- Mansapur Ward No. 18, Police Station- Karjain, District- Supaul.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Arun

For the Opposite Party/s : Mr. RAJENDRA SINGH SHASTRIJI

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 17-02-2018 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Karjain P.S. Case no. 68 of 2017, registered under Section
406 of the Indian Penal Code.

The accusation is that informant being the
Headmaster of Upgraded Middle School, Baisi handed over
Cheque of Rs. 20,000/- to the petitioner for preparation and
supply of Gate and Grill at the rate of Rs. 32 per quintal and
the same was to be supplied within 15 days, but petitioner did
not supply the said gate and grill and misappropriated the same
amount.

Learned counsel for the petitioner submits that, in



fact, informant negotiated with the petitioner for preparation of iron gate and grill and handed over Rs. 20,000/- by cheque in advance for the same, while the gate and grill were supplied, but remaining amount was not paid, thereafter, petitioner filed an application before the Labour Inspector, Birpur on 26.09.2017 and notice was issued against the informant of the present case. Thereafter, informant lodged the present case on 16.10.2017. The petitioner has no criminal antecedent.

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the Judicial Magistrate, 1st Class, Birpur, Supaul in connection with Karjain P.S. Case No. 68 of 2017, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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