

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3498 of 2019

Arising Out of PS. Case No.-222 Year-2016 Thana- JAYNAGAR District- Madhubani

Sanjay Kumar, aged about 40 years (Male), son of late Subansh Prasad Kant
Resident of Village- Jai Nagar, P.S. Jai Nagar, District- Madhubani.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gagan Deo Yadav, Advocate

For the Opposite Party/s : Mr.Pradeep Narain Kumar, APP

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 25-01-2019 Heard the learned counsel for the petitioner and
learned counsel appearing on behalf of the State.

Petitioner is languishing in judicial custody since
06.10.2018 in connection with Jai Nagar P.S.Case No.222 of
2016 for the offence alleged under Sections 406, 409, 420,
120(b) and 34 of the Indian Penal Code.

The prosecution case as lodged on the written report
of the Block Education Officer, Jai Nagar is that the petitioner
who is a teacher was given charge of construction of school
building but he has not reconciled the account and Rs.2,98,027/-
is dues against him.

It has been submitted by the learned counsel for the
petitioner that he is innocent, there is no criminal history and
there was no breach of trust as the school building is complete,



children are taking education in the constructed building of the school. The construction work was for the financial year 2010-11 and the FIR has been lodged without reconciling the accounts. Now no dues certificate has already been issued.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let the petitioner, above named be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each in connection with Jai Nagar P.S.Case No.222 of 2016 to the satisfaction learned Sub Divisional Judicial Magistrate, Madhubani.

(Nilu Agrawal, J)

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