

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.6658 of 2019**

Arising Out of PS. Case No.-135 Year-2018 Thana- CHAKIA District- East Champaran

Ratnesh Kumar, aged about 54 years, male, Son of Late Nathuni Prasad,  
Resident of Flat No.405, Saket Galaxy Apartment, Anandpuri, Patna, P.S. Shri  
Krishnapuri, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Navendu Kumar

For the Opposite Party/s : Mr. Ashok Kumar Singh

**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

2      05-02-2019                      This is an application for grant of anticipatory bail in  
connection with Chakia P.S. Case No. 135 of 2018, disclosing  
offences under Sections 406 and 409 of the Indian Penal Code.

Allegation against the petitioner, who was an  
Assistant Engineer in Nagar Panchayat, Chakia, East  
Champaran, is of not doing the work properly of road  
construction and also allegation of defalcation of money.

Submission of learned counsel for the petitioner is  
that the payment was made as per the measurement and there is  
no case of defalcation against the petitioner. Further, he has no  
criminal antecedent.

Heard learned A.P.P. also, who opposed the prayer for  
anticipatory bail of the petitioner stating that the Lokayukt has



also the guilt of the petitioner in his enquiry.

Having heard both sides, considering the above facts and circumstances of the case, this application is disposed of with a direction to the petitioner to surrender before the learned court below within a period of six weeks and on surrender he will be released on bail by the court concerned to his own satisfaction till submission of charge-sheet with the condition to cooperate in investigation of the case and produce all the papers before the Investigating Officer in support of his case, even after charge-sheet is submitted against the petitioner, he has to surrender and make prayer for regular bail, which will be considered on its own merit without being prejudice by order of this Court.

**(Vinod Kumar Sinha, J)**

Amjad/-

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