

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6695 of 2019

Arising Out of PS. Case No.-382 Year-2016 Thana- MUFFASIL District- West Champaran

Nagendra Rao, aged about 53 years, male S/o Anirudh Rao Resident of
Village- Laukariya, P.S.- Bairiya, District- West Champaran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Bimlesh Kumar Pandey, Advocate
For the Opposite Party : APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 08-02-2019 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 406, 409 and 420/34 of the Indian Penal Code
registered in connection with Bettiah Muffasil P.S. Case No. 382 of
2016.

3. It is submitted that the petitioner has been falsely
implicated on the accusation that he was one of the contractors with
whom an agreement was entered into for construction of the building
of the library at Middle School Laukar-Mainatand at the estimated
cost of Rs. 12,46, 272/- but the same was completed. It is submitted
that the work in question has since been completed by the petitioner
and in support thereof, a completion certificate (Annexure-2) has
been brought on record. The petitioner claims clean antecedents.

4. Be that as it may, in the event of the petitioner's arrest
or surrender before the court below within six weeks from the date of
communication of this order, let the above named petitioner be
released on bail on furnishing bail bond of Rs.10,000/- (ten thousand)
with two sureties of like amount each to the satisfaction of learned



Chief Judicial Magistrate, Bettiah, West Champaran in connection with Bettiah Muffasil P.S. Case No. 382 of 2016, subject to the conditions as laid down under Section 438 (2) Cr.P.C. and with further conditions --

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall remain physically present in court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(iv) That the petitioner shall cooperate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

BT/Chandran

(Vikash Jain, J)

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