

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6811 of 2019

Arising Out of PS. Case No.-319 Year-2018 Thana- KOILWAR District- Bhojpur

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ASHOK KUMAR PANDEY S/o Triveni Pandey Resident of Village-
Songhatta Gidha

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ravi Ranjan

For the Opposite Party/s : Mr.Kumar Veerendra Narayan

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

5 23-04-2019 This application, for grant of anticipatory bail, arises

out of Koilwar P.S. Case No. 319 of 2018, disclosing offences

under Sections 420 and 409 of the Indian Penal Code.

Petitioner happens to be Headmaster of Government
Girls Primary School Gidha, Block- Koilwar, District – Bhojpur
and allegation against him is of defalcation of Rs. 9,71,000/-
allotted to the school for construction of additional class rooms.

Submission of learned counsel for the petitioner is
that for the same and similar offence two cases has been lodged
one is Vigilance Case No. 131 / 2016 and another is the present
one. It has also been submitted that on the direction of the
District Programme Officer and the District Education Officer,
the money allotted to the school was transferred in the account
of Matreyee Consultancy Private Limited and petitioner has no



role to play in the said defalcation rather it is the petitioner, who informed the Superintendent of Police on 04.08.2016 about the said fact. Further submission is that similarly situated persons have already been granted the privilege of anticipatory bail by this Court vide order dated 02.08.2017 passed in Cr. Misc. No. 18345 of 2017 with Cr. Misc. No. 15595 of 2017 and with Cr. Misc. No. 17506 of 2017.

Heard learned A.P.P. also.

Having heard both sides, considering the submission, as above, this application is allowed. Let the petitioner, above named, in the event of his arrest or surrender before the court below within six weeks, be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty five Thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bhojpur (Ara), in connection with Koilwar P.S. Case No. 319 of 2018, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Vinod Kumar Sinha, J)

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