

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7844 of 2019

Arising Out of PS. Case No.-139 Year-2018 Thana- GOH District- Aurangabad

Ramdayal Ram (Male), aged about 58 years, In-charge, Head Master, Middle School Sihadi, son fo Mudur Ram, Resident of Village- Gamhari, P.S. Goh, District, Aurangabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ansul

For the Opposite Party/s : Mr.Ram Bilash Roy Raman

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

3 26-02-2019 Heard learned counsel for the parties.

Petitioner seeks bail in Goh P.S. Case No. **139 of 2018** registered for the offence punishable under Sections 406, 409, 420 of the Indian Penal Code.

Informant has alleged that the petitioner has defalcated Rs.7,51,124/- which was withdrawn for construction of School premises for Session 2011-12.

It has been submitted on behalf of the petitioner that he is innocent and has falsely been implicated in this case. It has been submitted that petitioner has completed the work which has been admitted by Authorities. Allegation of defalcation and misappropriation is false and without any basis. Petitioner has no criminal antecedent



and he is in custody since 19.11.2018.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Aurangabad in connection with Goh P.S. Case No. **139 of 2018**, with following conditions:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the court below.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(S. Kumar, J)

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