

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11858 of 2019

Arising Out of PS. Case No.-328 Year-2018 Thana- GOVINDGANJ District- East
Champaran

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Devendra Kumar Son of Raghubansh Prasad Resident of Village- Maulabagh,
Near Chakbandi Office, P.S.- Arah Distt.- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pramod Kumar Pandey
For the Opposite Party/s : Mr.Md. Aslam Ansari

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 26-02-2019 Heard the learned counsel for the petitioner and

the learned counsel for the State.

The petitioner seeks regular bail in
connection with Govindganj (Areraj) PS case no. 328 of
2018 registered for the offence punishable under Sections
420, 409, 406, 467, 468, 471 of Indian Penal Code.

The allegation is regarding the accused
persons including the petitioner herein having
misappropriated a sum of Rs. 9 lacs of a Private Finance
Company namely Annpurna Finance Ltd.

The learned counsel for the petitioner submits
that the petitioner is ready to deposit 1/3rd of the



misappropriated amount i.e. Rs. 3 lacs, however he may be granted facility to deposit the same by way of instalments. It is further submitted that once the petitioner comes out of the custody, he would be in a position to demonstrate the actual position prevailing in the said Finance Company. Lastly, it is submitted that the petitioner is having a clean antecedent and is languishing in custody since 06.11.2018.

Having regard to the facts and circumstances of the case, I direct for release of the petitioner on provisional bail immediately upon depositing a sum of Rs. 1 lac by way of cash security and subject to such other conditions as may be imposed by the learned A.C.J.M. 1st Motihari in connection with Govindganj (Areraj) PS case no. 328 of 2018. It is further directed that the balance amount of Rs. 2 lacs would be deposited in instalments of Rs. 1 lac each to be paid on 30.04.2019 and 31.05.2019 respectively. It is made clear that default in depositing the aforesaid instalments, would lead to immediate cancellation of the provisional bail to be granted to the petitioner herein, however upon payment of the entire amount of Rs.3 lacs, the provisional bail being granted to the petitioner herein,



shall be made absolute.

With the aforesaid directions, the present bail
petition stands disposed of.

(Mohit Kumar Shah, J)

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