

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.17000 of 2019

Arising Out of PS. Case No.-153 Year-2018 Thana- BANMANKHI District- Purnia

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Sudhir Kumar, aged about 48 years, Male, Son of Sri Mathura Das, Resident of Sherpur, Post - Mohamadpur, P.S.- Asthawan, Distt. - Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Subodh Kumar Jha, Adv.

Mr. Sarveshwar Tiwary, Adv.

For the Opposite Party/s : Mr. Parmeshwar Mehta, APP

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR

ORAL ORDER

2 27-03-2019 The petitioner, who was an Executive Engineer at the relevant time, seeks bail in anticipation of his arrest in connection with Banmankhi P.S. Case No. 153 of 2018, dated 01.08.2018, instituted for the offences under Sections 420, 406 and 409/34 of the Indian Penal Code.

After eight years of the completion of the work, the subject F.I.R. has been lodged for the construction work not having been carried out in accordance with the manifest.

Mr. Subodh Kumar Jha, the learned counsel for the



petitioner has submitted that other accused persons, who are also the functionaries of the State, have been granted anticipatory bail by various Benches of this Court, some of which have been shown to this Court for pressing parity.

Considering the facts aforestated as also taking into account that the construction in question had taken place eight years ago, the petitioner above named, in the event of his arrest or surrender before the learned Court below within a period of four weeks from the date of receipt/production of a copy of the present order, is directed to be released on bail on his furnishing bail bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Purnea, in connection with Banmankhi P.S. Case No. 153 of 2018, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

(Ashutosh Kumar, J)

Praveen-II/-

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