

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19417 of 2019**

Arising Out of PS. Case No.-115 Year-2005 Thana- AMARPUR District- Banka *

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CHATTHU HARIJAN, Son of Late Jagdish Harijan, Resident of Village -
Bhadariya, P.S.- Amarpur, Distt.- Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dharendra Kumar

For the Opposite Party/s : Mr. Ashraf Ansari

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER**

2 01-04-2019 Heard leaned counsel for the petitioner and learned
APP for the State.

The petitioner is languishing in custody since
23.11.2018 in a case registered for the offences punishable
under Sections 409 and 420 of the Indian Penal Code.

The prosecution case is that the petitioner
misappropriated Rs.14,000/- which was provided to him for
construction of his house under the Indira Aawas Scheme.

It is submitted by learned counsel for the petitioner that
the alleged construction has been completed and a certificate to
that effect has also been issued by the local representative. It is



further submitted that the investigation has already been concluded. A statement has been made in paragraph no.3 of the petition that the petitioner is not having any criminal antecedent.

Learned APP for the State submits that the accusation is specific against the petitioner.

Considering the nature of accusation and the fact that the investigation has already been concluded, coupled with the statement made in paragraph no.3 of the petition that the petitioner is not having any criminal antecedent, let the above named petitioner be released on bail, on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned **SDJM, Banka** in connection with **Amarpur P.S. Case No.115 of 2005.**

(Dinesh Kumar Singh, J)

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