

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 27404 of 2019

Arising Out of PS. Case No.-46 Year-2018 Thana- BABUBARHI District- Madhubani

BASUDEO RAM, Son of Late Yugeswar Ram, Resident of Village - Jokhi,
P.S. - Laukha, Distt. - Madhubani.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Manohar Kumar, S/O Sri Bilash Kumar Jha, Resident of village - Hemnagar,
P.O. - Balua Kachahari, P.S. - Sarso, Dist. - Purnea, At present - Postal
Inspector, North Sub-division, Jhanjharpur, Dist. - Madhubani

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Gagan Deo Yadav
For the Union of India	:	Mr. S.D. Sanjay, A.S.G.
For the Opposite Party/s	:	Mr. Kanhaiya Kishore (APP100)

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 17-05-2019 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the offences punishable under Sections 409, 419, 420, 467 and 468/34 of the Indian Penal Code.

Allegation of embezzlement of money of the post-office is against two persons, the petitioner and co-accused Ram Prit Mahto. The embezzlement is of Rs.61,94,892/- (rupees sixty one lacs ninety four thousand eight hundred ninety two). Ram Prit Mahto was allowed bail by a Coordinate Bench of this Court vide order dated 08.05.2019 passed in Cr. Misc. No. 26032 of 2019 considering the fact that he had already deposited Rs.62,00,000/- (rupees sixty-two lacs) with the post-office.



Mr. S.D. Sanjay, Additional Solicitor General for the Union of India submits that whether Ram Prit Mahto had deposited the said money requires to be verified.

Considering the fact that Ram Prit Mahto has already been allowed bail, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Babubarahi Police Station Case No. 46 of 2018, subject to the condition that the petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner as well as condition that if the learned court below would be brought with the notice that defalcated amount has not been deposited by Ram Prit Mahto that would be a ground for cancellation of bail of the petitioner also.

(Birendra Kumar, J)

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