

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32528 of 2019

Arising Out of PS. Case No.-411 Year-2017 Thana- AHYAPUR District- Muzaffarpur

MANOJ PASWAN MANOJ KUMAR PASWAN Son of Narayan Paswan
Resident of Village - Kharauna, P.S.- Sadar, District - Muzaffarpur, presently
residing at Village - Patahi Chowk, Subhankarpur, P.S.- Patahi, District-
Muzaffarpur, the then Headmaster in Govt. Primary School Manjhauliya
Musahartola, Block- Bochahan, District- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Kumar Mishra

For the Opposite Party/s : Mr.Rina Sinha

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 17-05-2019 Heard learned counsel for the parties.

The petitioner is apprehending his arrest in connection
with Ahiyapur P.S.Case No.411 of 2017 dated 2.6.2017 ,
registered for offences punishable under Section 409 of the
Indian Penal Code.

Prosecution story as per FIR is that the petitioner was
Incharge headmaster of the Primary School, Manjhaulia, and
he has defalcated amount of Rs.4,03,073/- allocated for
construction of boundary wall and kitchen set.

Submission of the learned counsel for the petitioner is
that as a matter of fact two cases have been lodged with
respect to above allegation one by B.E.O. and the present one
lodged by the Junior Engineer and in the case lodged by the



B.E.O., the Co-ordinate Bench of this Court, vide order dated 11.3.2019 passed in Cr. Misc. No.14598 of 2019 has granted conditional bail to the petitioner.

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, in the event of arrest or surrender before the court be32528low within a period of six weeks from the date of receipt of order be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned CJM, Muzaffarpur in connection with Ahiyapur P.S.Case No.411 of 2017 dated 2.6.2017, subject to condition as laid down under Section 438 (2) of the Code of Criminal Procedure.

With the aforesaid direction, this application is allowed.

(Vinod Kumar Sinha, J)

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