

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.62966 of 2018

Arising Out of PS. Case No.-82 Year-2018 Thana- SURYAGARHA District- Lakhisarai

Kumari Indu Rani, W/o Rakesh Kumar Ranjan, Resident of Village-Nista,
P.S.-Surajgarha, Distt.-Lakhisarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. P.K.Sahi, Senior Advocate Mr. Ram Sevak Choudhary, Advocate
For the Opposite Party/s	:	Mr. Sri Ajay Mishra, APP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

5 09-01-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending her arrest in a case registered for the offences punishable under Sections 409/34, 120B of the Indian Penal Code.

The petitioner was a local Mukhiya.

Allegation is that in collusion with the Panchayat Secretary, she defalcated Rupees Forty Nine Thousand and odd, which was meant for implementation of the “*Mukhya Mantri Saat Nischay Yojna*”.

Submission of the learned counsel for the petitioner is that the measurement book at *Annexure 7 series* and the final audit report enclosed with the supplementary affidavit would



show that work of Rupees Twenty Eight Lacs and odd was already completed and the remaining Rupees Twenty One Lacs and odd was deposited in the Government account. His further submission is that in fact due to dispute regarding the agency which will execute the aforesaid scheme, there was delay in execution of the scheme, which led to lodging of the F.I.R.

Considering the facts aforesaid, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of thirty days from the date of receipt of the order 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 Surajgarha Police Station Case No.82 of 2018, subject to conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as condition that the petitioner shall fully co-operate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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