

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36691 of 2018

Arising Out of PS. Case No.-142 Year-2018 Thana- AURANGABAD TOWN District-
Aurangabad

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Rana Pratap Mandal S/o Praduman Mandal, R/o village. and P.O.- Kali Prasad, P.S.- Pirpainti, District- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rupak Kumar

For the Opposite Party/s : Sri Asharaf Ansari

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

3 23-01-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

In this case, the petitioner is seeking anticipatory bail in connection with Nagar (Town) P.S. Case No. 142 of 2018, G.R. No. 733 of 2018 registered for offence punishable under sections 420 and 409/34 of the Indian Penal Code.

As per the FIR, allegation has been made that the petitioner is a Junior Engineer who had to supply the building materials with the connivance of the Contractor failed to supply the proper quantity of building materials and thereby siphoned the huge amount of government money.

This Court, vide order dated 04.07.2018, directed the Commissioner, Magadh Division to constitute a team and one of the member must be a technical member.

A report dated 15.01.2019 has been received from the office of the Commissioner, Magadh Division, Gaya. I have perused the same.



Looking to the facts and circumstances of the case, the prayer for bail of the petitioner is allowed and he, in the event of arrest or surrender before the court below within six weeks from today, is directed to be enlarged on anticipatory bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Aurangabad in connection with Nagar (Town) P.S. Case No. 142 of 2018, G.R. No. 733 of 2018 subject to the conditions as laid down under section 438 Cr. PC and also subject to the condition that one of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court The petitioner will not induce any witness or tamper with the evidence. The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court. Whenever the police will call the petitioner for the purpose of investigation, he would present himself there. In case of failure, the prosecution will have liberty to file an application for cancellation of his bail.

(Shivaji Pandey, J)

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