

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.66758 of 2018

Arising Out of PS. Case No.-28 Year-2018 Thana- BEGUSARAI TOWN District- Begusarai

Yogeshwar Lal Das Son of Late Pashupati Lal Das, Resident of Village-
Belahi, P.S.- Pandol, District- Madhubani, presently residing at Ward No. 12
Shivpuri, Chitkohra, P.S.- Phulwarisharif, District- Patna.

... .. Petitioner/s

Versus

1. State Of Bihar
2. Arvind Kr. Mishra, S/o Late Kapileshwar Mishra, District Manager Bihar
State Food Corporation Begusarai, Permanent Address.- Vill P.O.- Paroriya,
P.S.- Ujiyarpur, Distt.- Samastipur.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Sandeep Kumar, Adv Mr.Rana Vikram Singh, Adv Mr. Rohit Raj, Adv
For the State	:	Mr. J.K.Singh,APP
For the OP No.2	:	Mr. Umesh Prasad, Adv

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

4 19-02-2019 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner apprehends his arrest for the
offences alleged under Sections 409, 420 IPC registered in
connection with Begusarai (Lohianagar O.P.) P.S. Case No. 28 of
2018.

3. It is submitted that the petitioner has been falsely
implicated on the allegation that while handing over charge he
did not deliver the relevant documents relating to godowns at
Bazar Samiti 5 and Bazar Samiti 10 and has fled away in the
backdrop of loss/defalcation of food grains to the tune of Rs.



4,35,41,849.21. The allegation of theft of the said amount is against the petitioner. It is further submitted that the petitioner had duly handed over charge and delivered the concerned goods to the new incumbent who has accepted the same without any objection.

4. Learned counsel for the BSFC opposes the anticipatory bail petition submitting that there is direct allegation of theft against the petitioner and the petitioner has not disputed that the relevant documents relating to godowns at Bazar Samiti 5 and 10 were not handed over at the time of his transfer.

5. Having regard to the entirety of the facts and circumstances of the case, this Court is not inclined to grant the privilege of anticipatory bail to the petitioner. Bail petition stands dismissed.

Chandran/-

(Vikash Jain, J)

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