

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48944 of 2019

Arising Out of PS. Case No.-87 Year-2019 Thana- NALANDA District- Nalanda

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SANGITA KUMARI W/o Shri Nikhil Kumar R/o Village- Bahuata, P.S.-
Salkhua, District- Saharsa, at present- Quarter No. -50, Type-3, Ordnance
Factory Rajgir, P.S.- Rajgir, District- Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. JP.Singh, Sr. Advocate Mr.Rakesh Kumar Mr. Shailendra Kr. Singh
For the State	:	Mr.Awadhesh Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 06-08-2019 Heard learned counsel for the parties.

This application for anticipatory bail arises out of Nalanda P.S. Case No. 87 of 2019, disclosing offences under Sections 420, 188 and 409/34 of the Indian Penal Code.

The petitioner, at the relevant point of time, was posted as Junior Engineer, MANREGA, Silao. It is alleged that certain amounts, out of 14th Finance Commission Recommendation, were to be spent for construction of a village drainage. Allegedly, the petitioner, in connivance with the Mukhiya and Panchayat Sachiv, misappropriated a huge amount of



Rs. 4,55,200.00, after executing only 10% of the work in question. It is alleged in the FIR that the Mukhiya of the Gram Panchayat is making attempt to get the work completed and despite the direction not to proceed, he is forcibly trying to get the same executed.

Learned Senior Counsel, appearing on behalf of the petitioner, has submitted that the petitioner is a government servant and the work, in question, as on date, is complete. He has also submitted that there is no chance of the petitioner fleeing away from the course of investigation of the trial, if allowed anticipatory bail.

Considering the above submission, this application is allowed. Let the petitioner, above named, in the event of her arrest/surrender within six weeks from today in the court below, be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each, to the satisfaction of the learned CJM, Nalanda in connection with Nalanda P.S. Case No. 87 of 2019, subject to the condition as laid down under Section 438(2) of the Code of Criminal Procedure.

This is subject to the condition that the



petitioner shall present herself before the Police/Court,
as the case may be, as and when required and in the
event of failure on her part to appear before the court
on two consecutive occasions, her bail bonds shall be
liable to be cancelled.

(Chakradhari Sharan Singh, J)

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