

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57883 of 2019

Arising Out of PS. Case No.-68 Year-2018 Thana- VALMIKINAGAR District- West
Champaran

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DILIP KUMAR Son of Late Ramanand Ram Resident of Village- Arwal
(Sipah), P.S.- Arwal, District- Arwal

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Prabhu Nath Pathak
For the Opposite Party/s : Mr.Parmeshwar Mehta

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 23-09-2019 This application, for grant of anticipatory bail, arises out
of Valmikinagar P.S. Case No. 68 of 2018, disclosing offences under
Sections 409, 420 and 34 of the Indian Penal Code.

Petitioner happens to be Executive Engineer of Gandak
Project and allegation against him is of paying Rs. 7,41,80,641
without approval, which is more than the approved amount.

Submission of learned counsel for the petitioner is that on
the order of Chief Engineer, he has passed the bill and other accused
persons have been granted privilege of anticipatory bail vide order
dated 31.01.2019 passed in Cr. Misc. No. 80115/2018 and vide order
dated 27.06.2019 passed in Cr. Misc. No. 39485 of 2019.

Heard learned A.P.P. also.

Having heard both sides, in vie of the above facts, let
petitioner, above named, surrender before the court below within



four weeks, on which, he will be released on provisional bail till submission of chargesheet on furnishing bail bond of Rs. 25,000/- (Rupees Twenty five Thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate -1st Class, Bagha, in connection with Valmikinagar P.S. Case No. 68 of 2018, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure and with further condition that he has to appear before the investigating officer and will produce all the necessary documents, which will be scrutinized by the Investigating Officer, however, even after that if the charge-sheet is submitted against the petitioner, he will have to surrender and pray for regular bail, which will be considered on the basis of materials available against him at that time.

(Vinod Kumar Sinha, J)

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