

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77312 of 2019**

Arising Out of PS. Case No.-15 Year-2019 Thana- BARHAT District- Jamui
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JHAKSU MANJHI Son of Late Bhaiya Ram Manjhi was posted as Panchayat Secretary, Panchayat Rajnumar, P.S.- Barhat, District- Jamui. At present Resident of Village - Bangalwa Road, Itwa, P.O.- Itwa, P.S.- Dharhara, District- Munger

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s
=====

Appearance :

For the Petitioner : Mr. Ashutosh Kumar Verma, Advocate.

For the Opposite Party: Dr.Mrityunjaya Kr. Gautam, APP
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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 28-11-2019 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, 467, 468, 471/34 of the Indian Penal Code registered in connection with Barhat P.S. Case No. 15 of 2019.

3. It is submitted that the petitioner has been falsely implicated on the accusation of defalcation of Government money withdrawn for various schemes. It is submitted that the schemes in question has since been completed though belatedly and as such there is no defalcation of Government funds. Similarly situated co-accused Surendra Paswan has been granted anticipatory bail by this Court in Cr. Misc. No. 33718 of 2019. The petitioner claims clean antecedents.

4. Be that as it may, in the event of the petitioner's arrest or surrender before the court below within six weeks from the date of communication of this order, let the above named



petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Maneesh Kumar Pandey, learned Judicial Magistrate 1st Class, Jamui in connection with Barhat P.S. Case No. 15 of 2019, subject to the conditions as laid down under Section 438 (2) Cr.P.C., and also subject to the following further conditions -

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall cooperate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(iv) That the petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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