

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10275 of 2020

Arising Out of PS. Case No.-261 Year-2019 Thana- CHANPATIA District- West Champaran

RAJENDRA PANDIT Son of Ramanand Pandit Resident of Village -
Chanpatiya Ward No. 14, P.S.- Chanpatiya, Distt - West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar No 7, Advocate
For the State, : Mr.Binod Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

3 30-06-2020 Heard Mr. Sanjay Kumar No. 7, learned counsel

for the petitioner and Mr. Binod Kumar, learned Additional

Public Prosecutor appearing for the State through video

conferencing.

Petitioner apprehends arrest in connection with

Chanpatiya P.S. Case No. 261 of 2019 registered for the

offences punishable under Sections 420 and 409/34 of the

Indian Penal Code, 1860.

The allegation against the petitioner is that the

petitioner received a sum of Rs. 7,500/- under the *Swachh*
Bharat Mission for construction of toilet and upon inquiry,

it was found that he did not construct the toilet for which

money was granted to him.



Learned counsel for the petitioner submits that petitioner has not committed any offence in the manner alleged. Learned counsel referring to Annexure-2 to this anticipatory bail application submits that the Executive Officer, Nagar Panchayat, Chanpatiya, West Champaran, vide his letter dated 1084 dated 13.08.2019 has informed to the S.H.O. Chanpatiya Police Station stating therein that upon subsequent inquiry, it has been found that the petitioner has now constructed the toilet out of the amount received by him.

Having regard to the submissions made by the parties and taking into consideration the fact that petitioner has now constructed the toilet from the amount received by him, I am inclined to grant anticipatory bail to the petitioner.

Accordingly, in the event of arrest or surrender before the court below within six weeks from today, petitioner, above named, shall be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bettiah, West



Champan, in connection with Chanpatiya P.S. Case No.
261 of 2019, subject to the condition as laid down under
Section 438(2) of the Code of Criminal Procedure.

It is made clear that at the time of furnishing bails
bonds all the parties shall follow the guidelines regarding
lockdown and social distancing.

(Anil Kumar Sinha, J)

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