

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15471 of 2020

Arising Out of PS. Case No.-297 Year-2019 Thana- BOCHAHAN District- Muzaffarpur

BACHCHA BABU CHAUDHARY Son of Late Parmeshwar Chaudhary
Resident of Village-Sharfuddinpur, P.S.-Bochaha, District-Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ratneshwar Prasad

For the Opposite Party/s : Mr.Parmeshwar Mehta

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 06-07-2020 Due to COVID-19 Pandemic, the matter is being taken up by
way of virtual Court proceeding.

The matter has been listed under the heading “For Orders”
under the orders of Hon’ble the Chief Justice.

Heard learned counsel for the petitioner and learned APP for the
State.

The petitioner is apprehending his arrest in a case registered
under Sections 409 & 420 of the Indian Penal Code.

Allegedly, the petitioner defalcated 756 quintals of paddy which
was purchased by government money from farmers.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation of
tampering of witnesses alleged against the petitioner. The petitioner
has been falsely implicated in the present case. The petitioner is
alleged to be Chairman of the PACS. The defalcation of 756
quintals of paddy is denied by the petitioner. It is further submitted



that the petitioner is ready to deposit an amount of Rs. 2,00,000/- (two lacs) in the court below which shall be subject to the result of the case.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, **on deposit of a sum of Rs. 2,00,000/- (two lacs) in the court below which shall be subject to the result of the case**, let the petitioner , above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on his personal bond to the satisfaction of learned Additional Chief Judicial Magistrate-XIV, Muzaffarpur, Patna in connection with Bochaha P.S. Case No. 297 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

Once the normalcy is restored, the petitioner shall furnish bail bonds of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each within a period of seven weeks to the satisfaction of the court concerned in connection with the aforesaid case.

(Sudhir Singh, J)

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