

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15675 of 2020

Arising Out of PS. Case No.-165 Year-2019 Thana- RAJPUR District- Buxar

RAM PRAVESH SINGH Son of Tej Narayan Singh Resident of Village -
Pipradh, P.S. Rajpur, District - Buxar. At Present Address - Adarsh Nagar
Buxar, P.O.- Buxar, Ward No. -10, P.S. - Buxar, District - Buxar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anil Kumar Singh

For the Opposite Party/s : Mr.Parmeshwar Mehta

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

5 04-12-2020 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 419, 420 and 120(B) of the Indian
Penal Code.

The prosecution case in short is that the accused
persons defalcated a sum of Rs. 10,70,000/- under a scheme of
the government.

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 falsely been implicated in the present case due to mistake of fact. The informant of the case is the Ward Member of the concerned Panchayat. A contract work under Mukhyamantri Peyjal Nischay Yojna was given to one Buddha Construction for an amount of Rs. 17 lakhs and odd. The petitioner happens to be an employee of the said Buddha Construction. The proprietor of the Buddha Construction Ltd is one Ravi Maurya. The informant had issued two cheques for an amount of Rs. 10,70,000/- in favour of Buddha Construction. No cheque has been issued in favour of the petitioner. Hence, no wrongful gain has been made on the part of the petitioner. Neither the said Buddha Construction has been made accused in the present case nor the owner of the Buddha Construction has been made accused in the present case.

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

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of twelve weeks from today, 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 A.C.J.M. -III, Buxar in connection with Rajpur P.S. Case No. 165/2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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