

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84498 of 2019

Arising Out of PS. Case No.-1 Year-2019 Thana- ECONOMIC OFFENCES, BIHAR
District- Patna

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MD. MUJTABA RAZA Son of Md. Nazir Mustafa Resident of Village- Baisi
Bazar, P.S.- Baisi, District- Purnea.

... .. Petitioner/s

Versus

THE STATE OF BIHAR THROUGH THE SUPERINTENDENT OF
POLICE, ECONOMICS OFFENCE UNIT, BIHAR, PATNA Bihar, Patna.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Archit Rajpal

For the Opposite Party/s : Mr.V.N.P Sinha(Eou)

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 06-01-2020 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Economic Offences P.S. Case No. 01 of 2019 for the offence
registered under Sections 406, 409, 420 and 120-B of the
Indian Penal Code and Section 3 of the Bihar Protection of
Interest of Depositors Act, 2002.

The allegation is regarding M.S.C.S. Credit Co-
operative Society Limited, Araria having misappropriated huge
amount of public money totaling to a sum of Rs. one crore
approximately with connivance of the accused persons named
in the F.I.R. and others as also having defrauded hundreds of



people of their hard earned money.

The learned counsel for the petitioner has submitted that though the petitioner was a Director of the said Co-operative Society but he had resigned long back in the year 2014, as such it cannot be said that the petitioner is having any complicity in the matter. It is further submitted that charge sheet has already been filed in the present case, the petitioner is having a clean antecedent and is languishing in custody since 16.11.2019. Lastly, it is submitted that the petitioner being a respectable person, is not likely to flee away either from the investigation or the trial.

Per contra, the learned counsel for the Economic Offences Unit has vehemently opposed the prayer for bail.

Having considered the facts and circumstances of the case and considering the fact that the petitioner had resigned long back in the year 2014 from the Cooperative Society in question coupled with the fact that the petitioner is languishing in custody since a long time and the charge sheet has already been filed, I deem it fit and proper to direct for release of the petitioner herein on regular bail.

Accordingly, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs. 10,000/-



(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Araria in connection with Economic Offences P.S. Case No. 01 of 2019.

(Mohit Kumar Shah, J)

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