

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28832 of 2021

Arising Out of PS. Case No.-168 Year-2019 Thana- SHRIKRISHNAPURI District- Patna

RAJ KUMAR THAKUR Son of Ram Janam Thakur Resident of Mohalla-
New Patna Colony, Beur, Road No. 2, P.S.- Beur, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar

For the Opposite Party/s : Mr. Mukeshwar Dayal, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 27-09-2021 Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for
the offence punishable under Section 379, 420, 504, 506 of the
Indian Penal Code.

As per the prosecution case, this petitioner, who is an
employee of a Construction Company, is alleged to have
collected cheques and cash from various customers of his
company in his own name for booking flats in his construction
company and thereby caused loss of Rs. 8-10 lakhs to the
Company. It is further alleged that petitioner defalcated Rs. 2
laksh from the cash counter of the office of the Company.

Learned counsel appearing for the petitioner submits
that petitioner is innocent and has falsely been implicated in the
case. It is submitted that none of the alleged duped customers
have made any complaint before the police or any other



authorities and only at the instance of the informant police has registered the present case and the fact is that informant owes dues of the petitioner as arrears of salary and when he demanded his salary this false case has been lodged against this petitioner. Petitioner is in custody since 18.02.2020 and charge sheet has already been submitted in this case.

Learned counsel appearing for the State opposes the prayer for bail and submits that during the course of investigation it has come in paragraph 31, 33 and 35 of case diary that petitioner collected cash and cheques from different customers of the Company and deposited the same in his own account. Charges are yet to be framed in this case and evidence of the witnesses are to recorded.

Considering the facts of the case and the nature of accusation against this petitioner, I am not inclined to enlarge the petitioner on bail. Accordingly, the same is rejected.

Since the petitioner is in custody since 18.02.2020, the trial court is directed to conclude the trial as soon as possible.

BKS/-

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Prabhat Kumar Singh, J)

