

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22590 of 2020

Arising Out of PS. Case No.-463 Year-2019 Thana- BRAHMPUR District- Buxar

BINAY KUMAR DUBEY @ MANTU DUBEY S/o Late Dwarika Drbey @
Dwarka Nath Dubey R/o Deokuli, P.S.- Brahampur, Distt- Buxar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Surendra Kumar Singh

For the Opposite Party/s : Mr. A.G.

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

4 03-03-2021 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Brahampur P.S. Case No. 463 of 2019 registered under
Sections 409/420/34 of the Indian Penal Code.

Learned counsel appearing on behalf of the
petitioner submits that petitioner is innocent. The Mukhiya of
the Panchayat in connivance with other staffs have committed
fraud and embezzlement of the Government money, for which
the petitioner had repeatedly filed complaints for inquiry of
different schemes, thereafter the petitioner, being the common
man, has falsely been implicated in the present case. There is no
specific overt act alleged against the petitioner. Further
submission is that on perusal of records, it appears that in course



of investigation, neither any cogent material has been found against the petitioner nor any witness has come forward to support the fact that the petitioner was ever involved in any kind of fraud.

Having considered the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of C.J.M., Buxar in connection with Brahampur P.S. Case No. 463 of 2019, subject to the condition as laid down under Section 438(2) of the Cr. P.C.

(Arvind Srivastava, J)

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