

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30425 of 2020

Arising Out of PS. Case No.-237 Year-2019 Thana- BELAGANJ District- Gaya

=====

KAMLESH KUMAR S/o Yatan Yadav R/o Vill.-Barahiya, P.S.-Manikpur
(Kurtha), Distt.-Arwal (Bihar)

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

=====

Appearance :

For the Petitioner/s : Mr. Dhaneshwar Prasad Gupta, Adv.

For the Opposite Party/s : Mr. Damodar Prasad Tiwary, APP

=====

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR

ORAL ORDER

3 19-02-2021 Heard Mr. Dhaneshwar Prasad Gupta, learned

counsel for the petitioner and Mr. Damodar Prasad Tiwary,

learned APP for the State.

The petitioner seeks bail in anticipation of his

arrest in connection with Belaganj P.S. Case No. 237 of

2019 dated 7.7.2019 (G.R. No. 3565/19) instituted for the

offences under Sections 409 and 420 of the Indian Penal

Code.

The petitioner is alleged to have misappropriated

the Government money by not disbursing the allotment

which was made sometimes in the year 2018.

The aforesaid allegation is disputed by the



petitioner. It has been submitted that an inquiry was conducted with respect to the aforesaid embezzlement and the inquiry report does not saddle the petitioner with the aforesaid charge

This Court while hearing this petition in the first instance on 18.12.2020 noted the submission advanced on behalf of the petitioner that there is a huge dichotomy between the amount which is said to have been defalcated and the amount which does not find mention in the accounts.

Considering this aspect of the matter, the petitioner was released on provisional bail.

After having heard the learned counsel for the parties and perusing the investigation papers, the provisional bail of the petitioner is made absolute. The petitioner shall remain on the same bail bonds.

The application stands allowed.

(Ashutosh Kumar, J)

sunilkumar/-

U		T	
---	--	---	--

