

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.963 of 2021

Arising Out of PS. Case No.-46 Year-2020 Thana- HAJIPUR SADAR District- Vaishali

RAM CHANDRA CHAUDHARY Son Of Late Ram Dukhit Chaudhary
Resident Of Village - Surjan Pakri, P.S. -Shivaji Patti District – Muzaffarpur.
... .. Petitioner/s

Versus

The State of Bihar. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Abhay Kumar, Advocate
For the Opposite Party/s : Mr. Vinod Shanker Modi, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 12-04-2021 Heard learned counsel for the petitioner and learned
APP for the State through virtual Court proceedings.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 406, 420, 409, 467, 468
& 471/34 of the Indian Penal Code.

The prosecution case, in brief, is that the petitioner
in collusion with two other persons are said to have defalcated
khadi cloth and other articles worth Rs.50,00,000.00 from the
godown of Khadi Bhandar at Hajipur.

It is submitted by learned counsel for the petitioner
that no such occurrence as alleged ever took place. He is quite
innocent and has been falsely implicated in this case due to
election of Chairman of Khadi Gram Udyog in which petitioner
was elected as Chairman. The allegation levelled against the
petitioner is not specific rather general and omnibus in nature. It



is further submitted that from perusal of the complaint petition it is crystal clear that the defalcation period is 25.03.2011 and 31.03.2011 and that time petitioner was not a Chairman of Khadi Gram Udyog Sangh, Muzaffarpur and he has no concern with the godown of Gandhi Ashram, Hajipur rather he was elected as Chairman on 03.12.2018. It is also submitted that with respect to the said defalcation a committee was set up which has submitted its report against the co-accused Rangan Kumar and Vijay Thakur and they were dismissed from the post of Manager. The petitioner has no criminal antecedent and has been languishing in custody since 31.07.2020.

Learned APP for the State opposed the bail petition.

Considering the facts aforesaid, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending in connection with Hajipur Town P.S. Case No.46 of 2020.

(Anjani Kumar Sharan, J)

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