

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31983 of 2022

Arising Out of PS. Case No.-21 Year-2022 Thana- SUIYA District- Banka

NEEBULAL PRASAD @ NIBULAL PRASAD Son of Sri Shyam Ram
Resident of Village - Khamidora, P.O. and P.S. - Durgawati, District - Kaimur
at Bhabua, At present posted as Programme officer at Block- Sangrampur,
District - Munger.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pranav Kumar Jha

For the Opposite Party/s : Dr.Ajeet Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

5 21-11-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner is directed to remove
the defects within four weeks.

The petitioner apprehends his arrest in a case registered
for the offence punishable u/s 406, 408, 409, 420 of the IPC.

Allegation against the petitioner is that he being the
Programme Officer of Chanan Block at the time of alleged
occurrence, in collusion with other officials defalcated
Rs.9,94,667/- allotted for construction of road.

It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has committed no offence. He
has been falsely implicated in this case. No such occurrence, in



the manner as alleged, has ever taken place. The allegation leveled against the petitioner is not specific rather general and omnibus in nature. Petitioner has no criminal antecedent. It is submitted that petitioner was transferred from the said Block on 30.06.2018 and work was executed. By way of a supplementary affidavit, learned counsel draws the attention of this Court at para-7, wherein, he has stated that amount of Rs.63,000/- was paid in the account of labourers.

Learned APP for the State opposed the prayer for bail.

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, 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/Successor Court in connection with Suiya P.S. Case No.21 of 2022, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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