

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33882 of 2022

Arising Out of PS. Case No.-98 Year-2021 Thana- KARAKAT District- Rohtas

SHIV SHANKAR SINGH @ SHIV SHANKAR KUMAR SINGH S/o Late
Lal Bahadur Singh R/o village- Ahan, Ward No. 2, P.S.- Karakat, District-
Rohtas

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajani Kant Singh, Advocate
For the Opposite Party/s : Mr. Parmeshwar Mehta, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 28-11-2022 Heard learned counsel for the petitioner and

learned A.P.P. for the State.

The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 406
and 420 of the Indian Penal Code.

The informant alleges that accused persons
including the petitioner misappropriated Rs. 11,03,477/- as
they did not complete the work under Nal Jal Yojna.

Learned counsel for the petitioner submits that the
petitioner is a person with clean antecedent and has been
falsely implicated in the present case being member of the
ward, it is next submitted that the work has almost been



completed, it is further submitted that from perusal of the allegation as alleged in the FIR it would manifest that the Junior Engineer submitted his report on 18.01.2020 based on which the present FIR came to be instituted on 07.06.2021 and the report of the Junior Engineer was handed over to the police on 02.06.2021. Learned counsel thus submits that it absolutely does not stand to reason that when the Junior Engineer had submitted his report on 18.01.2020, why the same was given to the police by the informant on 02.06.2021 and even five days thereafter the FIR came to be instituted, it is thus submitted that in between much water had flown and the work has mostly been completed.

Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount



each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Karakat P.S. Case No. 98 of 2021 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

GauravSinha/-

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