

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45337 of 2021

Arising Out of PS. Case No.-859 Year-2020 Thana- SARAIYA District- Muzaffarpur

Deepak Tiwari @ Malik S/o Late Ramchandra Tiwari Resident of Village-
Sadhanpura, P.S.- Kathaiya, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajesh Kumar, Advocate

For the Opposite Party/s : Mr. APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 05-01-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual Court proceedings.

The petitioner seeks regular bail in connection with
Saraiya (Jaitpur O.P.) P.S. Case No. 859 of 2020 instituted for
the offences under Sections 409, 419, 420 and 34 of the Indian
Penal Code.

Learned counsel for the petitioner submits that the
petitioner is in custody since 21.04.2021 and charge-sheet has
been submitted in the case.

Learned counsel for the petitioner submits that
informant in the F.I.R. alleges about illegality and
misappropriation in Nal Jal Scheme of Gram Panchayat Rampur
Vishwanath in Ward No. 7.

Learned counsel for the petitioner submits that



allegation is not of misappropriation of money rather the allegation is of taking action against the Ward Member, Ward Secretary and Proprietor of G.M. Enterprises as recommended by one Pappu Kumar, Technical Assistant. Learned counsel submits that prima facie no case under Section 409, 419 and 420 of the I.P.C. is made out.

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

Considering the fact that the petitioner is in custody since 21.04.2021 and charge-sheet has been submitted in the case, let the petitioner above named be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand only) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-IV (West) Muzaffarpur in connection with Saraiya (Jaitpur O.P.) P.S. Case No. 859 of 2020.

(Satyavrat Verma, J)

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