

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47674 of 2021

Arising Out of PS. Case No.-13 Year-2021 Thana- GHORASAHAN District- East
Champaran

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PRABHU PRASAD S/o- Late Astanand Prasad Resident of Village -
Sathaura, P.S. - Jitna, District - East Champaran.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Jitendra Kumar
For the Opposite Party/s : Mr.Humayou Ahmad Khan

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 14-07-2022 Heard learned counsel for the petitioner and the State.

The petitioner apprehends arrest in a case registered
for the offence punishable under sections 420/34 and other
ancillary sections of the Indian Penal Code.

Learned counsel for the petitioner submits that the
alleged irregularities as well as misappropriation of public
money from the Government Exchequer has been made in
connection with Ward No. 11 of Gram Panchayat Raj, Jhajhara.
However, this petitioner is a Ward Member of Ward No. 12 and,
in fact, no money was paid to him by the informant. It is further
submitted that the informant herself is responsible for non-
performance of work and has committed embezzlement of the
Government money and to save her skin she has filed this false



case.

Considering the aforesaid facts of the case, prayer for bail of the petitioner is allowed. In the event of arrest/surrender within six weeks from today, let the petitioner mentioned above be enlarged on provisional bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate III, Sikrahana at Dhaka, East Champaran in Ghorasahan Jitna Police Station Case No. 13/2021, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure on the condition that

Petitioner would deposit Rs. One lac in the court below within eight weeks from today, subject to the final result of the case.

If the petitioner fulfils this condition within the said time period, the provisional bail would be confirmed by the Court below itself, failing which the Court below shall cancel the bail bond of the petitioner.

(Prabhat Kumar Singh, J)

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