

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48039 of 2021

Arising Out of PS. Case No.-124 Year-2019 Thana- BIKRAMGANJ District- Rohtas

Shanti Prakash Singh @ Shanti Prakash Son Of Ramadhar Singh Village -
Khelaria, P.O.- Barkagaon, P.S.- Tarari, District - Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sunil Kumar Singh

For the Opposite Party/s : Mr.Uday Chand Prasad

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 25-04-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner undertakes to
remove the defects within three weeks. In the eventuality of
non-removal of defects within undertaken period, the office will
place the matter before the Bench.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 408, 420,
120B and 34 of the Indian Penal Code.

Allegation against the petitioner is that fund of Indu
Tapeshwar Singh Womens College, Bikramganj was defalcated
and deposited by their joint signature in a personal account of
one Ram Ayodhya Singh.

It is submitted by learned counsel for the
petitioner that petitioner is innocent and has been falsely
implicated in this case. He submits that there is general and
omnibus allegation levelled against the petitioner. He submits



that it is a case of diversion of fund and not misappropriation as revealed in the audit report of 2018-19. Petitioner has no role in the alleged occurrence as said amount was deposited in the account of In-charge Principal of college. He submits that the similarly situated co-accused has already been granted bail vide order dated 12.04.2022 in Cr.Misc. No. 42688 of 2021. He further submits that petitioner has no criminal antecedent as stated in para-3 of this application.

Learned APP for the State opposed the prayer for bail.

Considering the facts that similarly situated co-accused has been granted bail, the above named petitioner in the event of his arrest or surrender before the learned court below within a period of six weeks from today, 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/successor court in connection with Bikramganj P.S. case no. 124 of 2019, subject to the condition as laid down under section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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