

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49215 of 2021

Arising Out of PS. Case No.-121 Year-2021 Thana- PALASI District- Araria

PRAMOD KUMAR MANDAL Son of Shri Bidyanand Mandal Resident of
Village- Kodhauri, P.S.- Palasi, District- Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Sharma
For the Opposite Party/s : Mr.Satyendra Narayan Singh

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 10-05-2022 Learned counsel for the petitioner is permitted to
remove defect(s), as pointed out by the office, if any, within a
period of four weeks from today.

Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection
with Palasi P.S. Case No. 121 of 2021 registered for the
offences punishable under Sections 409/406/420/34 of the
Indian Penal Code.

The original supplementary affidavit filed by the
petitioner is taken on record.

From perusal of the aforesaid supplementary affidavit, it
appears that it was the supplier who has defalcated the amount
and not the petitioner and the aforementioned Complaint Case
No. 791-C of 2022 has been filed by the petitioner against the
supplier Md. Zahid.



Considering the facts and circumstances of the case, the present anticipatory bail application is allowed.

Accordingly, let the petitioner above named be released on bail, in the event of his arrest or surrender before the court below within a period of four weeks from today, on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Araria, in connection with Palasi P.S. Case No. 121 of 2021, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

Learned counsel for the petitioner submits that he may be permitted to file an application under Section 156(3) of the Cr. P.C. in the Compliant Case No. 791-C of 2022 so that the police can properly investigate the matter.

If and when the petitioner files an application in the Court of Chief Judicial Magistrate, Araria in Complaint Case No. 791-C of 2022, the application shall be decided by the Chief Judicial Magistrate, Araria on the same day without unnecessary delay so that the accused of defalcating government money is apprehended.

(Sandeep Kumar, J)

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