

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59126 of 2021

Arising Out of PS. Case No.-17 Year-2020 Thana- TAJPUR District- Samastipur

RUPAK KUMAR SINGH Son of Late Raj Mohan Singh Resident of Village-
Rajwara, P.S.- Tajpur, District- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Parmeshwar Mehta, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

3 18-04-2022 Heard learned counsel for the parties.

The petitioner is in judicial custody in connection with
Tajpur P.S. Case No. 17 of 2020 registered under Sections 187, 353,
409/34 of the Indian Penal Code.

The allegation against the petitioner amongst others is of
misappropriation of huge amount in selling and purchasing of paddy
crops.

In course of supervision, it has also come to the notice that
a meeting was held at Panchayat level relating to misappropriation of
money of the account holders in which both the accused persons i.e.
the petitioner herein and co-accused Arjun Prasad Rai levelled
allegation against each other regarding custody of the cash book or
the key and as per the investigation both the accuseds are parties to
the huge misappropriation of fund.

The case diary was called for in this case to ascertain the
actual facts. In the bail application, the petitioner has stated in



paragraph-3 that he does not have any criminal antecedent.

Mr. Jitendra Kumar Singh, learned APP for the State after perusing the case diary informed the Court that not only the witnesses have supported the allegation levelled in the First Information Report regarding misappropriation of fund by the petitioner herein, he further pointed out that contrary to what has been stated in paragraph-3 of the bail application; the petitioner has criminal antecedents and a case was lodged against him in the year 2011 itself vide Case No. 206/2011 (as stated in paragraph-58 of the case diary).

Taking into account the charges that have been levelled in the First Information Report and supported during the course of investigation as also the fact that the petitioner has tried to suppress the fact regarding his criminal antecedent, this Court is not inclined to grant any relief to him and the bail application is hereby rejected.

The Trial Court is directed to expedite the trial and concluded it at an earliest.

(Rajiv Roy, J)

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