

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70389 of 2021

Arising Out of PS. Case No.-754 Year-2019 Thana- MADHEPURA District- Madhepura

JAGESHWARI PRASAD YADAV @ JANESHWAR PRASAD YADAV Son
of Ram Lal Prasad Yadav Resident of Village - Jaiprakash Nagar, Ward no.6,
P.S.- Madhepura, Distt.- Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pawan Kumar

For the Opposite Party/s : Mr.Satyadeo Singh Yadav

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 19-07-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Madhepura P.S. Case no. 754 of 2019 instituted for the
offence under Section 409 of the Indian Penal Code.

Prosecution case relates to misappropriation of govt
fund which was issued to the petitioner for the purpose of
construction of toilet under the scheme of Swachh Bharat
Mission .

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has got no criminal antecedent. A report of



Executive Officer of Nagar Parishad, Madhepura is annexed to this petition as Annexure-2 which shows that the work has been completed which was handed over to the petitioner.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Madhepura P.S. Case no. 754 of 2019, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Madhepura subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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