

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11648 of 2022

Arising Out of PS. Case No.-469 Year-2021 Thana- RAXAUL District- East Champaran

PREMCHANDRA PRASAD @ PREMCHANDRA KUSHWAHA SON OF
LATE TAPESHWAR PRASAD R/O MOHALLA- NAYA ROAD WARD
NO.23, P.S.- RAXAUL, DISTRICT- EAST CHAMPARAN

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Udbhav

For the Opposite Party/s : Mr.Ram Bilash Roy Raman

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 27-03-2023 Heard learned counsel for the petitioner and the

State.

Petitioner apprehends arrest in a case registered for
the offence punishable under Sections 406, 409/34 of the IPC.

As per the prosecution case, pursuant to order of the
District Magistrate, East Champaran, Motihari, dated
25.11.2021 present FIR was registered against all the named
accused persons, including these petitioners, that they
committed irregularity in purchasing the land for slaughter
house and caused huge loss to the Government exchequer.

It is submitted that at the relevant time petitioner was
ward councilor and the land in question was purchased by
Empowered Standing Committee which was ratified by the



General Body of the Nagar Parishad and petitioner was nowhere involved in the alleged transaction. It is further submitted that similarly situated co-accused Raj Kishore Prasad, Kashinath Prasad and Gayatri Devi in Cr. Misc No. 17114 of 2022, Cr. Misc no. 17635 of 2022 and Cr. Misc No. 19568 of 2022 have already been granted bail by this hon'ble court vide order dated 29.11.2022.

Considering the same, in the event of arrest/surrender within six weeks from today, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, East Champaran, Motihari in connection with Raxaul P.S. Case No. 469 of 2021 subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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