

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40803 of 2023**

Arising Out of PS. Case No.-439 Year-2022 Thana- GRIYAK District- Nalanda

SMT. NILAM DEVI Wife of Nawal Kishore Resident of Village - Gareriya
Bigha, P.S.- Giriyak, District - Nalanda.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar

For the Opposite Party/s : Mr.Parmeshwar Mehta

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 19-07-2023 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 on resumption of physical mode.

Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner has preferred this application for grant
of regular bail in connection with Giriyak P.S. Case No. 439 of
2022 dated 18.02.2022 registered for the offences punishable
under Sections 406, 409 and 420 read with 34 of the Indian
Penal Code.

As per the prosecution case, the allegation against the
petitioner is to defalcate an amount of Rs. 8,11,671/- under the
scheme of Nal-Jal Yojana and Gali-Nali Yojna.



Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Learned counsel further submitted that after lodging of the FIR, the said work under the said schemes has already been completed as per the report of Block *Panchayati Raj* Officer, Giriyak, Nalanda dated 16.02.2023 as stated in annexure-2. The petitioner is a lady. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 30.01.2023.

Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Nalanda at Biharsharif in connection with Giriyak P.S. Case No. 439 of 2022.

The application stands allowed.

(Chandra Prakash Singh, J)

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