

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48073 of 2022**

Arising Out of PS. Case No.-1 Year-2022 Thana- LAKHNAUR District- Madhubani

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Ajay Kumar Thakur Son of Chandra Kant Thakur Resident of Village -
Kachhua, P.S.- Lakhnaur, District - Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ramchandra Jha Raman, Advocate

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

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**CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER**

6 05-05-2023 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail, who is in custody since
16.05.2022, in connection with Lakhnaur P.S. Case No. 01 of
2022, F.I.R. dated 08.01.2022 registered for the offences
punishable under Sections 409, 420, 34 of the Indian Penal
Code.

Allegation against the petitioner is that he along with
other co-accused had withdrawn Rs. 2,43,500/- but did not use
that money for the government scheme and thereby defalcated
Rs. 2,43,500/-.

Learned counsel for the petitioner submits that the
petitioner carries two more cases other than the present one.
Learned counsel for the petitioner outrightly submits that the



petitioner is ready to deposit Rs. 2,43,500/- in favour of Panchayat Raj Officer-cum-Executive Officer, Lakhnaur, District- Madhubani.

In view of the submission made by learned counsel for the petitioner, let the petitioner, above named, be released 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 A.C.J.M. 1st Jhanjharpur, District- Madhubani, in connection with Lakhnaur P.S. Case No. 01 of 2022, subject to the following conditions :-

(1) The petitioner shall deposit a demand draft of Rs. 2,43,500/- in favour of Panchayat Raj Officer-cum-Executive Officer, Lakhnaur, District- Madhubani at the time of furnishing bail bond.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

(3) If the petitioner tampers with the evidence or the witness, in that case, the prosecution will be at liberty to move for cancellation of bail.



(4) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedents, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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