

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52670 of 2023

Arising Out of PS. Case No.-257 Year-2022 Thana- KOTWA District- East Champaran

Sanjay Patel @ Sanjay Kumar Patel Son Of Rambabu Patel @ Rababoo Patel
Resident Of Village Kurmi Tola, Bhopatpur, Ps- Kotwa, Dist- East
Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Abhishek Kumar

For the Opposite Party/s : Mr.Parmeshwar Mehta

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 05-09-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is languishing in custody in a

case registered for the offences punishable under

Sections 409, 420/34 of the Indian Penal Code.

It is alleged against the petitioner that being

Ward Secretary of Ward No. 6 of the Bhopatpur Uttari

Gram Panchayat, he was allotted Rs. 50,45,500/- for

the execution of Nal-Jal and Gali-Nali yojana but he

completed the work to the tune of Rs. 25,06,791/- and

thereafter, neither balance amount was deposited nor



work was completed by the petitioner and the government money was misappropriated by the petitioner in conspiracy with ward member and other accused persons.

It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in this case. The petitioner has completed the work to the tune of Rs. 30,00,000/- and due to the accident of Technical Assistant, the remaining work could not be completed within time. The petitioner undertakes to complete the remaining work within a period of six months. The petitioner is languishing in custody since 20.09.2022.

Considering the fact that petitioner is ready to complete the remaining work within six months and the period under custody, let the petitioner, above named, be released on **provisional bail for a period of six months** on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to



the satisfaction of learned 10th Additional Chief Judicial Magistrate, East Champaran at Motihari in connection with Kotwa P.S. Case No. 257 of 2022.

The provisional bail of the petitioner will be confirmed by the learned Court below on showing completion certificate of the work allotted to the petitioner.

(Sunil Kumar Panwar, J)

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