

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53664 of 2022

Arising Out of PS. Case No.-114 Year-2022 Thana- BISFI District- Madhubani

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FIROJ @ MD. FIROJ S/o Late Anavarul @ Anbarul Ex-Mukhiya of
Panchayat Raj Raghepura Ward No. 12, P.S.- Bisfi (Patuna), Benipatti,
District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr.N.K. Agrawal, Sr. Adv. Mr. Saban Asghar Mr. Sarfraz Ahmad
For the Opposite Party/s :		Mr.Ashok Kumar Singh

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**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 31-01-2023 The learned counsel for the petitioner is directed to

remove all the defects pointed out by the office within one

month.

Heard the learned counsel for the petitioner as well as

the learned Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection with

Bisfi (Patauna) P.S. Case No. 114 of 2022, registered for the

offences punishable under Sections 406, 420 of the Indian Penal

Code.

As per allegation, the petitioner, who was *Mukhiya* of

the village, has not given the entire money to 11 beneficiaries

detailed in the FIR and part of that money was kept by the



petitioner.

The learned senior counsel for the petitioner has submitted that the FIR was lodged after four months after end of the tenure of the petitioner, when he lost the election. He has submitted further that seven beneficiaries have stated in paragraph nos. 53 to 59 of the case diary that they did not complain against the petitioner.

Considering the above-mentioned facts and circumstances as well as the fact that the beneficiaries themselves have stated that they did not complain against the petitioner, let the petitioner above-named, in the event of his arrest or surrender, within four weeks from today, be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-Ist Benipatti, Madhubani in connection with Bisfi (Patauna) P.S. Case No. 114 of 2022, subject to condition as laid down under section 438(2) Cr. P.C.

Further condition is that on commencement of the trial, the petitioner shall appear physically on each and every date till conclusion of the trial. His failure for two consecutive dates shall cancel his bail bond.

Office shall ensure that all defects are removed by the



petitioner within the stipulated time mentioned hereinabove,
failing which, the matter shall be brought to the notice of this
Court.

(Nawneet Kumar Pandey, J)

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