

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57495 of 2022

Arising Out of PS. Case No.-335 Year-2022 Thana- JOKIHAT District- Araria

MD. ASLAM Son of Late Mohammad Hasim R/V- Dumariya ward no- 06,
P.S- Mahalgaon, Dist- Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Ziaul Quamar
For the Opposite Party/s : Mr.Arun Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 03-01-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in a case registered
for the offence punishable u/s 406, 420/34 of the IPC.

Allegedly, the petitioner through committing fraud taken
benefits of Pradhan Mantri Gramin Awas Yojana.

It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has committed no offence. He
has been falsely implicated in this case due to grudge. No such
occurrence, in the manner as alleged, has ever taken place. The
allegation leveled against the petitioner is not specific rather
general and omnibus in nature. It is further submitted that
petitioner is ready to return the said amount of Rs.1,20,000/- to
the concerned Department/Authority in two installments.



Petitioner has no criminal antecedent.

Having regard to the facts and circumstances of the case, since petitioner is ready to return the said amount, let the above named petitioner, be released on ***provisional*** bail for six months, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/Successor Court in connection with Jokihat (Mahalgaon) P.S. Case No.335 of 2022, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

The provisional bail of the petitioner shall be confirmed by the learned court below itself after showing the receipt of deposit/payment of Rs.1,20,000/- in the concerned department.

(Anjani Kumar Sharan, J)

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