

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75176 of 2022

Arising Out of PS. Case No.-517 Year-2020 Thana- SIKARPUR District- West Champaran

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RAMESH PRASAD S/o Hariraj Prasad R/o Village- Rampurwa, Tola
Chaparia, P.S.- Mainatand, Distt- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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with

CRIMINAL MISCELLANEOUS No. 4146 of 2023

Arising Out of PS. Case No.-517 Year-2020 Thana- SIKARPUR District- West Champaran

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PRABHAT RANJAN Son of Mahendra Ram Resident of Village - Gawshpur,
P.S.- Haspura, District - Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

(In CRIMINAL MISCELLANEOUS No. 75176 of 2022)

For the Petitioner/s : Mr.Sanjeev Kumar

For the Opposite Party/s : Mr.Dilip Kumar No.1, APP

(In CRIMINAL MISCELLANEOUS No. 4146 of 2023)

For the Petitioner/s : Mr.Sanjeev Kumar

For the Opposite Party/s : Mr.Dilip Kumar No.1, APP

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 04-05-2023 Heard the parties.

As both these bail applications have cropped up from the same police station case number, hence, with consent of parties, they are being heard together and disposed of by this common order.

The petitioners apprehend their arrest in connection with



Sikarpur P.S. Case No.517 of 2020, registered for the offence punishable under Sections 406, 409, 420, 34 of the Indian Penal Code.

There is allegation of defalcation of Government money, breach of trust and forgery regarding “Mukhyamantri Gramin Payjal Nishchay Yojana” and “Mukhyamantri Gramin Gali Nali Pakkikaran Nishchay Yojana” against the petitioners.

It is submitted by learned counsel for the petitioners that petitioners are quite innocent and have committed no offence. They have been falsely implicated in this case. No such occurrence, in the manner as alleged, has ever taken place. The allegation levelled against the petitioners is not specific rather general and omnibus in nature. He submits that there is no allegation that the petitioners have embezzled any money out of the present schemes. The petitioners were not connected with the financial power in the matter of execution of the schemes in question and there is no charge of over measurement against the petitioners. Petitioners have no criminal antecedent.

Learned APP for the State opposed the prayer for anticipatory bail. He filed a detailed counter-affidavit and has stated that the Inspector of Police, West Champaran at Bettiah submitted a detailed report and has mentioned that the



Mukhyamantri Gramin Payjal Nishchay Yojana and Mukhyamantri Gramin Gali Nali Pakkikaran Nishchay Yojana was not implemented in the Gram Panchayat Raj Rajpur Tumkadiya, Ward No.13 and 14 and has found so many irregularities in the implementation of the said schemes.

Having regard to the facts and circumstances of the case, I am not inclined to enlarge the petitioners on bail. The prayer for grant of anticipatory bail on their behalf is hereby rejected.

Accordingly, these applications are dismissed.

(Anjani Kumar Sharan, J)

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