

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.868 of 2023

Arising Out of PS. Case No.-93 Year-2020 Thana- KUNDWACHAINPUR District- East
Champaran

=====

MD. IRFAN ALAM S/O QAMRUL ALAM Resident of village- Agarwa,
P.S.- Motihari, District-East Champaran.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Asif Kalim

For the Opposite Party/s : Mr.Parmeshwar Mehta

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 27-04-2023 Heard learned counsel for the petitioner and the State.

Petitioner apprehends his arrest in a case registered
for the offence punishable under Section 406, 409 of the Indian
Penal Code.

As per the prosecution case, petitioner is alleged to
have misappropriated advance money given against Nal Jal
Scheme.

Learned counsel appearing for the petitioner submits
that petitioner is innocent and has falsely been implicated in the
case. It is further submitted that petitioner is a supplier and he
has got no concern with the execution of work under the
scheme. Moreover, the work has already been carried out and
measurement book has also been prepared on 21-11-2019, prior



to lodging of the FIR. Measurement book has also been brought on record by the petitioner (annexure-P1 to the supplementary affidavit).

Learned counsel appearing for the State opposes the prayer for anticipatory bail.

Considering the facts of the case and nature of accusation against the petitioner, let the petitioner, above named, in the event of his arrest/ surrender within a period of six weeks from today shall be enlarged on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate-V, Sikrahna at Dhaka, East Champaran in connection with Kundwa Chainpur PS case No. 93/ 2020, subject to conditions laid down u/s 438(2) of the Cr. P. C.

(Prabhat Kumar Singh, J)

BKS/-

U		T	
---	--	---	--

