

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8956 of 2024

Arising Out of PS. Case No.-811 Year-2023 Thana- BIHTA District- Patna

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Neha Singh W/o Sumit Kumar, D/o Shri Jagmohan Singh R/o New Sabajpura, ward no. 3, Road No. 3, Near Khagaul Laukh, Khagaul, P.S. - Phulwarisharif, Distt. - Patna

... .. Petitioner/s

Versus

1. The State of Bihar
2. Amit Paswan S/o Vinod Paswan Branch Manager, AMY Bihta Branch, SBI, Bihta, Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner : Ms. Sarandha Suman, Advocate
For the State : Mr. Choubey Jawahar, APP
For Opposite Party No.2 : Mr. Ankit Katriar, Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

6 25-06-2024 Heard learned counsels for the parties.

2. The petitioner apprehends her arrest in a case registered for the offence punishable under Sections 406, 420, 409 and 34 of the Indian Penal Code.

3. As per prosecution case, this petitioner, along with co-accused person, is alleged to have embezzled a total amount of Rs. 22,92,376/- from fixed deposits of customers by creating fake saving accounts and forged signatures.

4. It is submitted by learned counsel appearing on



behalf of the petitioner that at the relevant time, this petitioner was posted as an Counter Clerk in the Assistant Cadre. It is next submitted that in the F.I.R., there is no whisper that the bank received any written complaint from any customer against the said illegal closure of their fixed deposits and subsequently, transfer of funds in forged accounts. It is also submitted that during pendency of this case, a departmental proceeding has already been initiated against the petitioner and she has also been suspended during pendency of the said departmental proceeding. It is further submitted that the petitioner is also pregnant and is in advanced stage of pregnancy. Petitioner claims clean antecedents.

5. Learned A.P.P. for the State and learned counsel for Opposite Party No. 2 have vehemently opposed the prayer for grant of anticipatory bail to the petitioner.

6. Considering the rival submission, the fact that the petitioner has already been suspended and departmental proceeding has been initiated and she is a pregnant lady having clean antecedents, the prayer for grant of anticipatory bail to the petitioner is allowed.

7. Accordingly, in the event of arrest/surrender within



a period of six weeks from today, let the above named petitioner 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 learned ACJM-1st, Danapur, in connection with Bihta P.S. Case No.811 of 2023, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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