

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15953 of 2024

Arising Out of PS. Case No.-204 Year-2020 Thana- PARIHAR District- Sitamarhi

Md. Kalam Ansari @ Abdul Kalam Hussain Son of Hakim Ansari @ Abdul
Hakim Ansari Resident of Village- Maisaha, P.S.- Parihar, District- Sitamahi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Pushpendra Kumar Singh, Advocate
For the State : Mr. Parmeshwar Mehta, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 14-03-2024 Heard learned counsels for the parties.

2. The petitioner apprehends his arrest in a case registered for the offence punishable under Sections 406, 409, 420 and 504 of the Indian Penal Code.

3. As per prosecution case, this petitioner was Ward Secretary of the Ward Implementation and Management Committee and allegation against him is of embezzlement of government money under the scheme of Mukhya Mantri Sat Nischay Yojna.

4. It is submitted by learned counsel appearing on behalf of the petitioner that petitioner is not named in the F.I.R. and the F.I.R. was lodged against Ward Member, namely Abdul Rahim Ansari. He further submits that the entire amount of the scheme was transferred in the account of son of the informant



by cheque and only with a view to save the skin of his son this false and concocted case has been lodged and this petitioner has falsely been implicated in this case. Petitioner claims clean antecedent.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of anticipatory bail to the petitioner and submitted that at the relevant time, petitioner was Ward Secretary of the Ward Implementation and Management Committee and allegation is of not completing the work of Ward No. 7 of Gram Panchayat Raj Parihar North though Rs. 20,10,000 was transferred into the account of the Ward Implementation and Management Committee but work of only Rs. 12,65,000/- were made and the whole amount was withdrawn.

6. Considering the aforesaid facts and circumstances and nature of allegations, the prayer for grant of anticipatory bail to the petitioner is rejected.

(Prabhat Kumar Singh, J)

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