

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33372 of 2024

Arising Out of PS. Case No.-292 Year-2023 Thana- SHEOHAR District- Sheohar

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Dinesh Kumar Son of Shri Mahendra Narayan Singh R/O Gram and Post-
KasmaMarar, PS- Khajauli, Dist. Madhubani. At present posted as Bihar
Panchayati Raj Officer, Block- Sheohar, Dist.- Sheohar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Hemant Kumar

For the Opposite Party/s : Mr.Uday Chand Prasad

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 22-05-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offence under Sections 120(B), 409, 420 of the
Indian Penal Code.

3. It is alleged that this petitioner alongwith other co-
accused persons defalcated government money, which was
allotted under different schemes of the State Government.

4. Learned counsel for the petitioner submits that at
the relevant time, petitioner was posted as Block Panchayati Raj
Officer and has been made accused in this case without any
evidence. He further submits that Joint Committee has
submitted its report in haste and without proper examination.



However, without admitting the allegation made in the F.I.R., the petitioner is ready to deposit **Rs. 5,00,000/- (Rupees five lacs)** in easy installments in the Nazarat of the Civil Court, for which, learned A.P.P. for the State does not oppose.

5. Considering the aforesaid facts and circumstances, let the above named petitioner, in the event of his arrest/surrender before the court below within a period of six weeks from today, 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 Chief Judicial Magistrate, Sheohar in connection with Sheohar P.S. Case No. 292 of 2023, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure with further following conditions:

“(A) *At the time of furnishing bail-bond*, the petitioner shall deposit **Rs. 2,50,000/-** (Rs. Two lacs & fifty thousand) in the *Nazarat* of Civil Court, Sheohar.

(B) Rest amount i.e. **Rs. 2,50,000/-** (Rs. Two lacs & fifty thousand) shall be deposited in the *Nazarat* of Civil Court, Sheohar *in two equal installments of Rs. 1,25,000/-* (Rs. One lac & twenty five thousand) each within a period of six months from the date of furnishing bail-bond.

(C) The aforesaid payment shall be subject to final outcome of the case.



(D) If petitioner fails to comply the direction of this Court, the learned Court below would be at liberty to cancel the bail-bond of the petitioner.”

6. It is made clear that aforesaid order has been passed, without going into the merit of the case, only for the purpose of considering the prayer for anticipatory bail of petitioner.

(Prabhat Kumar Singh, J)

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