

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67338 of 2024

Arising Out of PS. Case No.-6 Year-2023 Thana- MAHUA District- Vaishali

Vishwanath Sahani @ Vishwanath Sahni Son of Amin Sahni Resident of
Village - Kanhauli Dhanraj, P.S. - Mahnar, District - Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Bela Singh, Advocate

For the Opposite Party/s : Mr. Chandra Bhushan Prasad, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 18-12-2024 1. Heard learned counsel for the petitioner and Mr.
Chandra Bhushan Prasad learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered
for the offences punishable under Sections 409 and 420/34 of the
Indian Penal Code.

3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and the informant alleges
that the President and the Secretary were assigned work regarding
Nal Jal Scheme for Ward No. 2 and 6 under Mukhyamantree Saat
Nishchay Yojana. Further, the scheme started on 25.07.2018 and the
time allotted to complete the work was three months but then the
work has not been completed. Only boring has been done and taps
have not been connected to any of the houses and the petitioner being
the President of Ward No. 2 misappropriated the amount along with
the Secretary.

4. Learned counsel for the petitioner submits that



petitioner has been falsely implicated in the instant case being the President of Ward No. 2. It is further submitted that no doubt an amount of Rs.14,66,000/- was withdrawn for completing the aforesaid scheme but then from perusal of the FIR itself, it would manifest that work worth Rs.9,11,509/- was done. It is next submitted that rest of the work would be completed.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

6. Considering the submissions made by the learned counsel for the petitioner, let the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Mahua P.S. Case No. 06 of 2023, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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