

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33903 of 2025

Arising Out of PS. Case No.-185 Year-2024 Thana- BAJPATTI District- Sitamarhi

Saroj Kumar @ Saroj Baitha S/O Bindeshwar Safi Resident of village -
Parsauni near pound ward no-1, P.S.- Bisfi, District- Madhubani

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ranjeet Kumar Mishra

For the Opposite Party/s : Mr.Awadhesh Kumar Singh

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 20-05-2025 Heard the parties

2. The defect as pointed out by the office at defect no. 6(1) be ignored for the present.

3. The petitioner is named in the F.I.R. and apprehending his arrest in connection with Bajpatti P.S. Case No. 185 of 2024 registered for the offences punishable under Sections 409, 420, 467, 468, 470, 471, 120(B), 34 of the Indian Penal Code.

4. As per FIR, all accused persons named in FIR deposited customers money in their personal account and upon the basis of different complaint petitions a primary inquiry was conducted where it was found that all accused



persons including petitioner misappropriated Rs. 16,25,500/- in total with further allegation that one Sangeeta Singh, Gopal Jha and Indrajit Kumar have misused their respective positions as staff members of the postal department, Bajpatti P.O. and found guilty of misconduct and misappropriations.

5. It is submitted by learned counsel appearing on behalf of the petitioner that as per FIR, the R.D. account opened between year 2018 to 2020 in aforesaid post office through MPKBY agent, Sangeeta Singh and other employees of the post office. The petitioner was posted as SPM, on Bejpatti Post Office on 16.05.2021 to 26.04.2022 having no role in persuasion for opening of account in aforesaid post office and therefore, he cannot be said responsible for the aforesaid mentioned defalcation. It is submitted that the specific allegation is available against co-accused namely, Gopal Jha as in his tenure only several accounts as alleged were opened.

6. Learned APP, opposed the prayer of bail.



7. Considering the aforesaid facts and circumstances and by taking note of fact as *prima-facie* involvement of petitioner appears doubtful because he was not posted on the relevant point of time in post office, accordingly petitioner above-named, in the event of his arrest or surrender before the court below within a period of four weeks of this order, is directed to be released on bail, furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned J.M. 1st Pupri at Sitamarhi /concerned Court, where the case is pending in connection with Bajpatti P.S. Case No. 185 of 2024, subject to the conditions as laid down under Section 438(2) of the Cr.P.C/ Section 482(2) of BNSS.

(Chandra Shekhar Jha, J)

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