

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34381 of 2025

Arising Out of PS. Case No.-62 Year-2023 Thana- PAWANA District- Bhojpur

Arti Devi, Female, aged about 39 years, wife of Jay Prakash Chaudhari,
resident of Village- Khopira, P.S.- Pawna, District- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bibhakar Tiwary, Advocate

For the Opposite Party/s : Mr. Satya Nand Shukla, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

3 11-09-2025 Heard Mr. Bibhakar Tiwary, learned counsel
appearing on behalf of the petitioner and Mr. Satya Nand
Shukla, learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Pawna P.S. Case No. 62 of 2023, registered for the offence
punishable under Sections 406, 409, 420 and 120B of the Indian
Penal Code.

3. Allegation against the petitioner is of committing
irregularities in execution of '*Nal Jal Yojna*' Scheme, while the
petitioner was ward member of Ward No. 5, Gram Panchayat-
Khopira, Block-Agiaon, District- Bhojpur.

4. Learned counsel appearing on behalf of the



petitioner submitted that petitioner is innocent and has falsely been implicated in the present case. No specified amount was handed over to the petitioner to execute the '*Nal Jal Yojna*'. A certificate proceeding was also initiated against the petitioner. He further submitted that general and omnibus allegation has been levelled against the petitioner as the operation of bank account is not possible without having joint signature. Other co-accused, namely, Indal Sharma and Rinku Devi have been released on pre-arrest bail by a co-ordinate Bench of this Court vide order dated 05.03.2024 passed in Criminal Miscellaneous No. 79532 of 2023 and Anju Devi and Mithilesh Kumar have been released on pre-arrest bail by a co-ordinate Bench of this Court vide order dated 12.07.2024 passed in Criminal Miscellaneous No. 39844 of 2024. Petitioner has clean antecedent. On these grounds, petitioner seeks to be released on pre-arrest bail.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Considering the rival submissions made on behalf of the parties, as well as, the fact that no specified amount was handed over to the petitioner to execute the '*Nal Jal Yojna*'. General and omnibus allegation has been levelled against the



petitioner as the operation of bank account is not possible without having joint signature. Other co-accused, namely, Indal Sharma and Rinku Devi have been released on pre-arrest bail by a co-ordinate Bench of this Court vide order dated 05.03.2024 passed in Criminal Miscellaneous No. 79532 of 2023 and Anju Devi and Mithilesh Kumar have been released on pre-arrest bail by a co-ordinate Bench of this Court vide order dated 12.07.2024 passed in Criminal Miscellaneous No. 39844 of 2024. Petitioner has clean antecedent. I am of the opinion that petitioner has, *prima facie*, made out a case to be released on pre-arrest bail.

7. The petitioner, above named, is directed to be released on pre-arrest bail, in the event of his/her arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Bhojpur at Ara, in connection with Pawna P.S. Case No. 62 of 2023, subject to the condition as laid down under Section 482(2) of the BNSS.

8. The learned District Court is directed to verify the criminal antecedent of the petitioner as stated in paragraph no. 3 of the bail application. If any other case is



pending against the petitioner as what has been stated in
paragraph no. 3, this order will lose its force automatically.

(Purnendu Singh, J)

Niraj/-

U		T	
---	--	---	--

