

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33687 of 2025

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

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Ram Pravesh Ram S/o Mahendar Ram R/o Village- Narauni, P.S.- Pawna
District- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Meena Singh, APP

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CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY
ORAL ORDER

3 13-08-2025 Heard learned counsel for the parties.

2. The petitioner apprehends his arrest in a case registered under Sections 406, 409, 420 and 120B of the Indian Penal Code.

3. As per the FIR, it is alleged that the petitioner has defalcated the public money as received for execution of “*Nal Jal Yojana*” in ward no. 11 of which the petitioner is the elected ward member.

4. Learned counsel for the petitioner has submitted that the petitioner has falsely been implicated in the present case out of political disputes and differences. It has been submitted that no specified amount was handed over to the petitioner to execute the 'Nal Jal Yojna'. It has further been submitted that a certificate proceeding was also initiated against



the petitioner. While concluding argument, learned counsel appearing for the petitioner submitted that the operation of bank account is not possible without having joint signature and moreover the allegation appears to be general and omnibus in nature. Learned counsel has next submitted that similarly situated co-accused, namely, Indal Sharma and Rinku Devi have been granted anticipatory bail by this Court vide order dated 05.03.2024 passed in Cr. Misc. No.79532 of 2023. It has lastly been submitted that the petitioner has clean antecedent.

5. Heard learned APP for the State.

6. In view of such submissions, *prima facie* it appears that the FIR has been lodged without the details of the irregularity committed by the petitioner and hence the present anticipatory bail of the petitioner is allowed.

7. Let the petitioner above named, in the event of his arrest or surrender within four weeks, be released on bail in connection Pawna P.S. Case No. 62 of 2023 on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below/court concerned subject to the conditions :

(i) One of the bailors of the petitioner shall be his close



relative.

(ii) The petitioner shall remain physically present in Court on each date of the trial.

(iii). In case of absence on two consecutive dates, or in violation of the terms of the bail and if the prosecution is found involvement of the petitioner in similar nature of offence, the bail bond of the petitioner will be liable to be canceled by the Court concerned.

(iv) The learned Court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedents, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

8. It is made clear that the observations, if any, made in this order, shall be of no bearing during the trial.

(Sourendra Pandey, J)

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