

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42237 of 2025

Arising Out of PS. Case No.-2 Year-2021 Thana- GHOSWARI District- Patna

Rinki Devi W/o Sri Ashok Kumar @ Ashok Yadav R/o Village- Gosaingaon,
P.S.- Ghoswari, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Ritwik Thakur , Advocate Mr. Ajay Thakur , Advocate Mr. Vaishnavi Singh, Advocate
For the Opposite Party/s :		Mr. Umeshanand Pandit , APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 04-08-2025 Heard learned counsel for the petitioner and the
State .

2. Petitioner apprehends arrest in a case registered for
the offence punishable under sections 419, 420, 409/34 of the
Indian Penal Code .

3 . As per the prosecution case , this petitioner along
with other accused persons, in violation of departmental
guidelines, committed irregularity in financial expenses and
transferred more money than fixed amount and transferred Rs.
52, 89,229/- Rs. 50, 89,555/- and Rs. 54,72,801/- respectively to
Ward No. 06, 09 and 10 whereas the Panchayati Raj department,
Government of Bihar has provided only Rs. 12.13 Lakh per
ward by its letter No. 269 dated 17.01.2017. Petitioner was the



Chairman of Ward Execution Committee of Ward No. 6.

4. Learned counsel for the petitioner submits that at the relevant time , petitioner was Chairman of Ward Execution Committee of Ward No. 6. As per F.I.R., it is clear that there is no allegation that this petitioner got any authority to transfer the amount from Panchayat to concern war Execution Committee , nor there is any allegation that she transferred any money in the account of Ward Execution Committee . It was Mukhiya and Panchayat secretary and engineer of *MANREGA* who had not followed the government circular and has transferred excess amount in three wards i. e., Ward No. 6, 9 and 10 for execution of the work . It is not the case of the informant that work in question has not been completed rather all the works allotted to the ward No. 6 has already been completed and as such, no amount was embezzled by this petitioner. Moreover, the case of the petitioner is quite different from the case of *Mukhiya* and Panchayat Secretary . Petitioner claims clean antecedent.

5 . Learned counsel for the State opposes the bail petition of the petitioner.

6. Considering the fact that work in question of Ward No. 6 has already been completed, materials available on record and circumstances of the case , in the event of arrest or



surrender within eight weeks from today, let the petitioner, as named above, 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 the learned Judicial Magistrate First Class Barh Patna in connection with Ghoswari P.S. case No. 02 of 2021 , subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure .

(Prabhat Kumar Singh, J)

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