

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82751 of 2025

Arising Out of PS. Case No.-400 Year-2025 Thana- BIHARIGANJ District- Madhepura

Birendra Mehta @ Virendra Mehta Son of Shiv Narayan Mehta Resident of
Village - Sheikhpura Ward no. 08, P.S. - Bihariganj, Dist. - Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bipin Kumar, Adv.

For the Opposite Party/s : Mr. Jagdhar Prasad, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 09-12-2025 Heard Mr. Bipin Kumar, learned counsel for the
petitioner and Mr. Jagdhar Prasad, learned APP for the State.

2. The petitioner has prayed for bail in connection with Bihariganj P.S. Case No. 400 of 2025 registered for the offence punishable under Sections 316(2), 316(5), 318(3) of the B.N.S., 2023.

3. The allegation against the petitioner is that Chairman Shekhpura PACS, Bihariganj, has purchased a total of 4829.11 quintals of paddy, and only 2320 quintals of CMR were supplied to the Bihar State Food Corporation, and the rest, 994.70 quintals of rice, could not be supplied. As such, it has been stated that a total of Rs. 33,73,830.75/- was embezzled by



the PACS Chairman.

4. Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. He has been falsely implicated in this case. He also submits that the petitioner has annexed *Annexure-P/2*, which is a certificate of Bihar State Cooperative Bank to the effect that this is to certify that there is no outstanding against paddy procurement FY-2024-25 in cash credit Account No. 000915002000212 in the name of Shekhpura PACS, Block-Bihariganj, Dist. Madhepura. It has also been submitted that the entire dues have been submitted. Moreover, the petitioner is having criminal antecedent of one case and is languishing in judicial custody since 19.09.2025.

5. Learned APP for the State has also conceded that *Annexure-P/2* goes to show that the entire due has been deposited by the petitioner.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Chief



Judicial Magistrate, Madhepura in connection with Bihariganj
P.S. Case No. 400 of 2025.

(Ashok Kumar Pandey, J)

Sudhanshu/-

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