

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.867 of 2024

Arising Out of PS. Case No.-111 Year-2023 Thana- SACHIVALAYA District- Patna

Ram Bilash Prasad Son Of Late Ram Babu Roy AT PRESENT ASSISTANT-
CUM-TREASURER NUTAN CIRCLIE BANKIPUR, PATNA, PS-
PIRBAHORE, PATNA

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raj Krishna Jha
For the Opposite Party/s : Mr.Ashok Kumar Singh

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

5 15-09-2025 Heard learned counsel for the petitioner as well as

learned APP for the State.

2. The petitioner apprehends his arrest in connection
with Sachiwalaya P.S. Case No. 111 of 2023, registered for the
offences punishable under Section 409 of IPC.

3. According to the prosecution case, the petitioner
was posted as Assistant-cum-Treasurer, New Capital Circle,
Patna and at present, he is posted as Assistant, Bankipur, Circle
Patna Nagar Nigam. According to audit report, the petitioner
collected Rs. 25,73,779 for property tax and solid waste
management fee, but he did not deposit it and defalcated that
money.



4. The learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated. The petitioner has deposited the entire amount collected by him in the treasury through cheque number 118109, and in this respect, he has sent a letter to the Municipal Corporation, Patna. The letter is annexed as Annexure- P/3 at page number 17 and 18 of this petition.

5. In order to verify the authenticity of the submission of the learned counsel for the petitioner, a report was called for from the Municipal Commissioner, Patna but no report has been received. A reminder was also sent, but still no report has been received.

6. It appears that the petitioner has deposited the entire amount.

7. Considering the above-mentioned facts and circumstances, let the petitioner, in the event of his arrest or surrender within four weeks before the learned court below, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned JMFC, at Patna in connection with Sachiwalaya P.S. Case No. 111 of 2023, subject to the conditions as laid down under Section 438(2) Cr.P.C.



8. Let a copy of this order be communicated to the
Municipal Commissioner, Patna, Bihar as well as the Advocate
General.

(Nawneet Kumar Pandey, J)

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