

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11767 of 2026

Arising Out of PS. Case No.-384 Year-2024 Thana- NAWADA MUFFASIL District- Nawada

Rita Devi wife of Satyendra Kumar Resident of Village - Pakariya, P.S.-
Mufassil, District- Nawada.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Man Mohan Kumar, Adv.

For the Opposite Party/s : Mr.Pradeep Narain Kumar, APP

CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR

ORAL ORDER

3 01-04-2026 Heard the learned counsel for the petitioner and
learned Additional Public Prosecutor for the State.

2. The petitioner is apprehending her arrest in connection with Nawada Muffasil P.S. Case No. 384 of 2024, F.I.R dated 01.10.2024 registered for the offences punishable under Sections 316(2), 316(5), 318(4), 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. According to prosecution case, the informant submitted an application before the S.H.O., Mufassil Police Station, alleging irregularities in Kharat PAX. It is alleged that Chairman, Rita Devi and Manager, Satyendra Kumar showed purchase of 5342 quintals of paddy and supply of 3668.09 quintals of CMR, but 1638.9 quintals remained due. During inspection and subsequent physical verification, 2381 quintals



of paddy were found missing from the go-down, despite records showing full purchase. The missing stock, valued at Rs. 52,57,248/-, is alleged to have been misappropriated by the Chairman, Manager, and other executive members, leading to registration of the case against them.

4. Counsel for the petitioner submit that petitioner was Kharat Pax Chairman against whom the allegations of the defalcation to the tune of Rs. 52,57,248/- is made. Counsel for the petitioner on instruction submits that the petitioner is ready to deposit 50% of the quantified amount to the tune of Rs.52,57,248/- at the time of furnishing bail bond, rest amount shall be paid by this petitioner within a further period of six months in three installments, without accepting the guilt, as per the date fixed by the District Court. It is made clear that before furnishing the bail bond, the petitioner would approach the District Co-operative Officer and District Supply Officer, Nawada for depositing the amount in question, on such deposit the receipt shall be obtained and same shall be brought to the notice of learned concerned court at the time of furnishing bail bond and it is expected that for the rest amount, three equal installments will be fixed by the learned District Court for depositing the same and the date of deposit of installment shall



also be communicated to the petitioner with appropriate conditions so imposed and, in case of non-deposit, the concerned Court would be at liberty to cancel the bail.

5. Learned APP for the State submits that if the petitioner is ready to pay the amounts, then, the prayer may be considered appropriately.

6. Considering the aforesaid facts and circumstances and the fact that petitioner undertakes to pay the liability and further, the petitioner has no criminal antecedent, accordingly, this Court is inclined to grant the privilege of anticipatory bail to the petitioner.

7. Let the petitioner, above named, in the event of his/her arrest or surrender before the Court below within a period of thirty days from the date of receipt of the order, be released 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 Additional Chief Judicial Magistrate 1st, Nawada in connection with Nawada Mufassil P.S. Case No. 384 of 2025, subject to the payment of the amounts as indicated in above in paragraph-4 and as also the conditions as laid down under Section 438(2) of the Code of Criminal Procedure / Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita along



with these following conditions:-

(i) one of the bailors should be the family member/relative of the petitioner(s) who shall provide official document to show his/her bona fide;

(ii) the petitioner(s) shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his/her/their bail bond by the Trial Court itself;

(iii) the petitioner(s) shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(iv) the petitioner(s) shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of their bail bonds.

(Ajit Kumar, J)

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