

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22410 of 2026

Arising Out of PS. Case No.-27 Year-2025 Thana- KIUL District- Lakhisarai

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Pankaj Kumar Son of Kishun Prasad Resident of village - Khaira, P.S - Jamui,
Dist. - Jamui

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Sunil Kumar Pandey, APP

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CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR
ORAL ORDER

3 06-05-2026 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in connection with Kiul P.S. Case No. 27 of 2025 dated 16.04.2025 registered for the offence punishable under Section/s 316(5), 318(4) of the B.N.S.

3. The prosecution case, in brief, is that the petitioner, while posted as a Panchayat Teacher, allegedly misappropriated government funds meant for school construction during the financial years 2013–2014 and 2014–2015 by withdrawing excess amounts totaling ₹6,95,063 from the Vidyalaya Shiksha Samiti account.

4. Learned counsel for the petitioner submits that the petitioner is quite innocent and has falsely been implicated in



the instant case. It is next submitted that as against the total amount of Rs. 9,72,400/-, the petitioner is said to have received Rs. 8,75,000/- out of which an amount of Rs. 4,50,000/- is said to have been spent on the work till the linter.

5. It is the case of the petitioner that he was suddenly terminated from service, owing to which materials worth ₹2,50,000/- kept at the site for continuing construction were allegedly stolen by some anti-social elements. However, the petitioner, in order to show his bona fides and without admitting guilt, submits that he will deposit ₹5,00,000/- within a period of two weeks from today.

6. Learned APP for the State opposes the prayer for grant of anticipatory bail.

7. Having heard learned counsel for the parties and considering the fact that the petitioner is ready to pay an amount of Rs. 5,00,000/- as against the amount received for construction of the school, in question, let the petitioner, above named, be released on anticipatory bail in the event of his arrest or surrender before the court below within a period of six weeks from today on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate- 1st, Lakhisarai in



connection with Kiul P.S. Case No. 27 of 2025, subject to the condition as laid down under Section 482(2) of the B.N.S.S. as well as the following conditions:

(i) At the time of furnishing bail bonds, the petitioner will furnish the receipt showing payment of Rs. 5,00,000/- to the authority concerned.

(ii) One of the bailors should be the family member/relative/known of the petitioner(s) who shall provide official document / personal affidavit to show his/her bona fide;

(iii) 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 bail bond by the Trial Court itself;

(iv) 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;

(Ajit Kumar, J)

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