

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27823 of 2026

Arising Out of PS. Case No.-6 Year-2009 Thana- MOTIHARI MUFASIL District- East
Champaran

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Hiraman Ram S/O Late Sukhal Ram Resident of village Mathiya Bhopatpur,
Fulwar, P.s.- Lakhaura, Dist.- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Ms. Harsha Shashwat, Advocate
For the State	:	Mr. Pawan Kumar Chaurasia, APP

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CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

3 10-06-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in a case registered for
the offence punishable under Sections 406, 409 and 34 of the
Indian Penal Code.

3. As per the prosecution case, the petitioner, who
was a Panchayat Sevak, failed to submit the required financial
records and accounts for Gram Panchayat.

4. Learned counsel for the petitioner submits that
the petitioner was the Panchayat Sevak and the only allegation
against him was that he had not submitted the records relating
to financial transactions and account maintenance. It is further
submitted that the petitioner has, in fact, been made a



scapegoat by the Mukhiya of the said Panchayat and as a matter of fact, there is no specific allegation of any wrongful gain having been caused to the petitioner in the said incident. The only thing that has weighed with the Court of the Sessions Judge for rejection of the bail application seems to be the fact that the petitioner did not comply with the observations of the co-ordinate Benches of this Court for surrendering in the said case within a stipulated time. However, learned counsel has indicated from Paragraph-264 of the case diary that during investigation, this fact had transpired that the petitioner was continuously taken to illness and was getting his treatment done from Patna. It is further submitted that the petitioner has already lost his job and he is an old and ailing person aged about 65 years. The petitioner is in custody since 30.01.2026 and the charge-sheet has been submitted.

5. Learned APP for the State opposed the bail petition.

6. Taking into consideration the facts and circumstances of the case and also considering the fact that there is no allegation of any financial gain to the petitioner and also considering his age and health coupled with the fact that the charge-sheet has already been submitted, let the above



named petitioner, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., East Champaran, Motihari/concerned Court below in connection with Muffasil P.S. Case No. 06 of 2009.

7. However, the petitioner is directed to remain physically present in court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reasons, his bail bonds shall be liable to be cancelled by the learned court concerned.

(Soni Shrivastava, J)

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