

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46206 of 2023

Arising Out of PS. Case No.-134 Year-2022 Thana- CHORAUT District- Sitamarhi

JAYANT KUMAR JHA SON OF JITENDRA JHA RESIDENT OF
VILLAGE- KOKAN, WARD NO 05, GRAM PANCHAYAT CHOROUT
EAST, PS-CHOROURT, DISTT- SITAMARHI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajani Kant Mishra, Advocate

For the Opposite Party/s : Mr. Dashrath Mehta, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

8 06-02-2026 1. Heard learned counsel for the petitioner and the
learned APP for the State.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 409, 420
and 34 of the Indian Penal Code.

3. The learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and the informant
alleges that petitioner being the Ward Sachiv along with other
co-accused had withdrawn Rs. 17 Lakhs related to *Jal Nal*
Yojna but the work has not been completed, as such, it is alleged
that the amount was defalcated.

4. Learned counsel for the petitioner submits
petitioner has been falsely implicated in the present case, it is



further submitted that being Ward Secretary, it was not the duty of the petitioner to get the work completed rather the money was transferred in the account of the *Mukhiya* and it was the duty of the *Mukhiya* to get the work implemented, it is next submitted that from perusal of the allegations as alleged in the FIR, it would manifest that informant does not allege that no work was done rather alleges that work was not completed. It is further submitted petitioner will not abscond rather will cooperate in the investigation to prove his innocence and will present himself as and when required by the Investigating Officer of the case.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Chorout P.S. Case No. 134 of 2022 subject to the conditions as laid down under



Section 482 (2) of the BNSS.

7. However, it is made clear that in the event if the Investigating Officer of the case files an application before the learned Trial Court bringing to its notice that petitioner despite giving assurance to this Court is not co-operating in the investigation, in that event the learned Trial Court shall be at liberty to cancel the bail bonds of the petitioner.

8. Let a copy of this order be sent to the concerned police station through the learned Trial Court.

9. Accordingly, the instant anticipatory bail application stands allowed.

(Satyavrat Verma, J)

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