

AB 147/2013

BEFORE

THE HON'BLE MR JUSTICE C.R. SARMA

Heard Mr. K. Nayak, learned Counsel, appearing for the petitioner. Also heard Mr . B. B. Gogoi, learned Additional Public Prosecutor, Assam.

Perused the case diary.

By this application, filed under Section 438 Cr.P.C., the petitioner, namely, Sri Rabin Tati, in connection with Jorhat P.S. Case No.12/2013, under Sections 406/420/34 IPC.

The allegation, made in this case relates to misappropriation of money, in connection with construction of road under the Scheme of NREGA..

The learned Counsel, appearing for the petitioner, has submitted that the petitioner is a Ward Member and that, he has no role in drawing the money, relating to the said scheme.

Having heard the learned Counsel, appearing for both the parties and considering the materials, so far collected by the I.O., I find no sufficient reason for custodial interrogation or detention of the petitioner.

According, the interim order, dated 11/01/2013 is made absolute, subject to condition that the petitioner shall appear before the I.O. within 7 (seven) days and on such other dates, as may be so required for the purpose of investigation.

Return the case diary.

Bail application is disposed of.