

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39966 of 2016

Arising Out of PS.Case No. -83 Year- 2016 Thana -NAWINAGAR District- AURANGABAD

Manjeet Kumar son of Sri Ram Kishore Singh, Resident of Village-
Bikrambiga, P.S.-Tilauthu, District-Rohtas at Sasaram

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Rajeev Ranjan, Advocate

For the Opposite Party/s : Mr. Sri Prem Kumar Jha, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

3 28-10-2016 Heard both sides.

The petitioner, namely, Manjeet Kumar apprehends his arrest in Nabinagar P.S. Case No. 83 of 2016 under Sections 420, 406 and 409/34 of the Indian Penal Code.

On the basis of the enquiry report, the present F.I.R. was lodged against Smt. Radha Singh and others including the petitioner. The petitioner was working as Junior Engineer-cum-Engineer in Nagar Panchayat, Nabinagar. Altogether 15 irregularities are alleged to have been committed by the Chairman of Nagar Panchayat, Nabinagar.

The petitioner is concerned only with accusation no. 10 under which in the year 2014-15 under the B.R.G.F. scheme one tube-well was to be installed in each ward of Nagar

Panchayat Nabinagar and the petitioner did not do the work in question. It is alleged that the petitioner installed four tube-wells in one Panchayat by the order of the Chairman, Nagar Panchayat. There is no allegation that the petitioner did not install any tube-well. It is submitted that the petitioner installed all the 14 tube-wells as per the order of the Chairman, Nagar Panchayat, Nabinagar.

Learned counsel for the APP did not point out any material except with regard to the installation of four tube-wells in one ward against the petitioner.

Considering the facts aforesaid, the abovenamed petitioner, in the event of his arrest or surrender before the learned court below within four weeks from the date of receipt/production of this order, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/-(Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Aurangabad in Nabinagar P.S. Case No. 83 of 2016, subject to the provisions of Section 438(2) Cr.P.C.

(Prabhat Kumar Jha, J)

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