

Pawan Kumar Jha Vs. the State of Bihar

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Court : Patna

Decided On : May-11-2012

Appellant : Pawan Kumar Jha

Respondent : The State of Bihar

Judgement :

IN THE HIGH COURT OF JUDICATURE AT PATNA Criminal Miscellaneous No.33833 of 2011 Pawan Kumar Jha, Son of Munai Jha @ Muneshwar Jha, R/o Village Dulha, P.S. Bisfi, District Madhubani. .Petitioner Versus The State Of Bihar ..Opposite Party ----- 03/- 11/01/2012 Supplementary affidavit has been filed on behalf of the petitioner. Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State, who is armed with carbon/xerox copy of the case diary up to paragraph 113 dated 21/09/2011. The petitioner is apprehending his arrest in connection with a case registered for the offence punishable under Sections 323, 420, 406, 409 and 504 of the Indian Penal Code, is one of the named accused in this case, instituted on basis of Complaint Case No. 543 of 2010 with allegation of committing some irregularity/illegality in benefits distributed under Indira Awas Scheme and complainant in spite of being panel at Serial No. 2 in B.P.L. list was deprived for not fulfilling some demand and contrary another lady was granted such benefit. Submission is that the said error was committed under some confusion. Moreover, the money so paid to another lady has already been deposited by co-named accused Panchayat Secretary. Considering the facts and circumstances of the case, in the event of his arrest/surrender before the court below within four weeks, let the above named

petitioner be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand only) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Madhubani, in connection with Bisfi P.S. Case No. 127 of 2010 (G.R. No. 1336 of 2010), subject to condition laid down under Section 438 (2) of the Code of Criminal Procedure with additional condition to remain physically present before the court below till disposal of the case, in case of failure on two consecutive dates without giving any reasonable explanation, the liberty granted shall be deemed to be cancelled. Praveen/- (Akhilesh Chandra, J.)

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