**IN THE HIGH COURT OF JUDICATURE AT PATNA**
**CRIMINAL MISCELLANEOUS No.8291 of 2026**

Arising Out of PS. Case No.-519 Year-2025 Thana- BANJARIA District- East Champaran

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Vinod Kumar S/O Late Ashutosh Kumar Resident of Village- Phulwar (Brahmpura), P.S- Banjariya, District- East Champaran.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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**Appearance :**

| | | |
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| For the Petitioner/s | : | Mr. Amit Anand, Advocate |
| | : | Ms. Jaya Sonam, Advocate |
| | : | Mr. Ankur Govind, Advocate |
| For the State | : | Mr. Mohammed Arif, APP |

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**CORAM: HONOURABLE MR. JUSTICE RAJIV ROY**

ORAL ORDER

4 21-08-2026 Heard Mr. Amit Anand, learned counsel for the petitioner and Mr. Mohammed Arif, learned APP representing the State.

2. The petitioner is apprehending his arrest in connection with Banjariya P.S. Case No. 519 of 2025 registered for the offence under Sections 318(4) and 316(5) of the Bharatiya Nyaya Sanhita, lodged on 05.10.2025 by the informant, Maruti Nandan.

3. As per the prosecution story, the Cooperative Extension Officer, Banjariya Block, East Champaran alleged that the petitioner has defalcated Rs.25,34,618.59/- which otherwise should have been deposited which otherwise should have been deposited in the account of the District Cooperative

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Committee, Motihari, East Champaran.

4. The previous orders of the coordinate Bench shows that pursuant to the interim protection granted, the petitioner has deposited Rs.9,51,426.44/- and rest of the amount, is also again ready to clear the same.

5. Learned APP opposes the prayer submits that if he is ready to pay the amount, appropriate order can be passed.

6. Learned counsel for the petitioner submits that he be allowed to pay the amount in installments.

7. Having heard the positive stand of the petitioner, this Court is inclined to grant him relief subject to payment of the rest of the amount as follows:

> *"(i) Rs.5,00,000/- at the time of execution of bail bond;*
>
> *(ii) Rs.2,00,000/- per month to be deposited by 10th of every month i.e. on 10th October, 2026, 10th November, 2026, 10th December, 2026, 10th January, 2027 and;*
>
> *(iii) Rs.2,83,192/- by 10th February, 2027;*
>
> *(iv) failure to pay the installment amount as recorded above, the State shall be free to take steps for cancellation of his bail bond."*

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8. Let the petitioner be released on bail in the event of arrest or surrender within a period of four weeks from the receipt of this order, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of learned Judicial Magistrate, First Class, Motihari, East Champaran, in connection with Banjariya P.S. Case No. 519 of 2025 subject to the following conditions:-

(i) one of the bailor should be the family member/relative of the petitioner who shall provide official document (Aadhar Card/Voter Id/Driving License/Pan Card) to show his/her bona fide;

(ii) the petitioner shall be appearing before the Police Station as and when required for cooperating in the investigation;

(iii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his/her bail bond by the Trial Court itself;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

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(v) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of bail bonds.

**(Rajiv Roy, J)**

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