

*Kanhaiya Jee Choudhary,
Principal District & Sessions Judge, Purnea,
BP No.-132/2026 (CIS No. 132/2026)
(Arising out of Rupauli P.S. Case No. 04/2026)
Shishir Kumar Vs State of Bihar
Order dated:- 17.03.2026*

**THE COURT OF PRINCIPAL DISTRICT AND SESSIONS JUDGE, PURNEA
Bail Petition No. 132/2026 (CIS No. 132/2026)
(Arising out of Rupauli P.S. Case No. 04/2026)**

IN THE MATTER OF:-

Shishir Kumar, age 30 years, S/o Ravishankar Mandal, resident of
Gumti No. 2, Bhatta Road, Bishahristhan – Bikhanpur, P.S. Rupauli,
District- Purnea Petitioner.

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State of Bihar Opposite Party.

Date of order or proceeding	Order with signature of the court	Office action taken with date
17.03.2026	<p>1. This bail petition filed on 06.02.2026, on behalf of the petitioner, namely, Shishir Kumar, who is in judicial custody since 19.01.2026, in connection with Rupauli P.S. Case no.- 04/2026 registered for the offence u/s. 338, 336(3), 340(2), 316(4), 318(4) of B.N.S. is put up for hearing.</p> <p>2. Heard Ms. Zeba Parween, the learned counsel for the petitioner and Sri A.K.Tiwary, the learned P.P. appearing for the State.</p> <p>3. The prosecution case, in brief, is that the informant, Shivani Surabhi, Circle Officer, Rupauli, Purnea submitted a written complaint before the S.H.O., Rupauli P.S., Purnea stating therein that on 17.01.2026 in the afternoon, Sri Shishir Kumar appeared at the Circle Office, Rupauli. After observing the account statement (from 01.04.2023 to 31.12.2025) of account no. 2363875409 of Circle Office, Rupauli under Central Bank of India, it was prima facie found that a fraudulent withdrawal of approximately Rs. 24,27,840.00 (Rupees twenty-four lacs twenty-seven thousand eight hundred forty) only was made by Shri Shishir Kumar, Lower Division Clerk cum the then Circle Nazir, Circle Office, Rupauli. From the perusal of the account transactions revealed that Shishir Kumar (petitioner) had transferred Rs. 6,98,140/- (Rupees six lakh ninety-eight thousand one hundred forty) only from the above account to his account no. 05268054830 by forging the signature of the informant through a cheque and had withdrawn Rs. 17,29,700/-</p>	

Contd. 17.03.2026	<p>(seventeen lakh twenty-nine thousand seven hundred) only. The petitioner (Shishir Kumar) himself has admitted that he had made the withdrawal by forging the signature of the Circle Officer, Rupauli, Purnea. Said Shishir Kumar (petitioner) did not produce any evidence or records regarding the suspicious transactions made in account no. 2363875409 during the said period and also he did not produce the office cash book, audit reports, etc. before the informant.</p> <p>4. Learned counsel for the petitioner has submitted that the petitioner is innocent and manner of allegation as alleged against him is false and concocted. The petitioner has falsely been implicated in this case by the informant due to enmity with the Circle Officer, Rupauli, Purnea. It has been further submitted that nothing has been recovered from the possession of the petitioner and also there is no legal evidence against him to connect him with the alleged offence. The petitioner does not have any criminal record and he undertakes to comply with all the terms and conditions that will be imposed upon him. The petitioner is in judicial custody since 19.01.2026. So, prayed for bail.</p> <p>On the other hand, the learned P.P. strongly opposed the prayer of bail of the petitioner.</p> <p>5. I have heard the rival submission of both parties and perused the case record and case diary. This case relates to the defalcation of government revenue and the petitioner is named in the F.I.R. In her capacity as the Circle Officer, Rupauli, Purnea, the informant has leveled the grave allegation against the petitioner that a fraudulent withdrawal of approximately Rs. 24,27,840.00 (Rupees twenty-four lacs twenty-seven thousand eight hundred forty) only was made by the petitioner when he was posted as a Lower Division Clerk cum the then Circle Nazir, Circle Office, Rupauli. Upon a close verification of the account transactions by the informant, it was found that the petitioner had transferred Rs. 6,98,140/- (Rupees six lakh ninety-eight thousand one hundred</p>	
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Contd. 17.03.2026	<p>forty) only from the account no. 2363875409 of Circle Office, Rupauli under Central Bank of India to his account no. 05268054830 by forging the signature of the informant through a cheque and had withdrawn Rs. 17,29,700/- (seventeen lakh twenty-nine thousand seven hundred) only. It appears that huge amount of public money (government revenue) has been defalcated by the petitioner, who as a custodian of cheque book by putting false signature of the informant (Circle Officer, Rupauli, Purnea) transferred a sum of Rs. 6,98,140/- (Rupees six lakh ninety-eight thousand one hundred forty) only to his own account. In para 6 of the case diary, there is confessional statement of the petitioner in which he accepted his guilt. Para 38 of the case diary consists of copies of certificates under section 63(4)(c) of the Indian Evidence Act, 2023 in which petitioner's forged signature on the cheque, along with other documents, is set forth in Annexure-A to Annexure-T. It has been submitted on behalf of learned counsel for the petitioner that the petitioner possesses no funds to have embezzled; for this reason, he does not wish to return any amount to the department. The allegation leveled against the petitioner is of serious and grave nature because it relates to the defalcation of government revenue. Investigation of the case is going on.</p> <p>6. Under the facts and circumstances as discussed above, I am not inclined to enlarge the petitioner on bail. Accordingly, the prayer for bail of petitioner, Shishir Kumar is, hereby, <i>rejected</i>.</p> <p style="text-align: center;">(Dictated & corrected by me) sd/- (Kanhaiya Jee Choudhary) Pr. Distt. & Sessions Judge, Purnea.</p>	
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Date of Judgment/Order -	17.03.2026
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