

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.17642 of 2015

Arising Out of PS.Case No. -767 Year- 2014 Thana -FORBESGANJ District- ARRARIA

Rishiesh Deo @ Rishikesh Deo, S/o Sri Uma Kant Rajak, resident of
Mohalla - Saheban Hata, Srinagar Road, Purnea, P.S.- K. Hat, District -
Purnea

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar, Advocate

For the Opposite Party/s : Mr. C. Sen Pd. Singh. APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL ORDER

3 07-09-2015 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks pre-arrest bail in connection with
Forbesganj P.S. Case No.767 of 2014 registered under Sections
406, 409 and 420 read with 34 of the Indian Penal Code.

It is contended that the petitioner who was posted as
Junior Engineer, Sarva Shiksha Abhiyan, Araria at the relevant
time had no knowledge that the school building of Primary
School was being constructed. The other co-accused named in
the FIR did not inform the petitioner regarding the said
construction work. The petitioner was In-charge of two blocks,

namely Forbesganj and Narpatganj in which more than 400 schools were functioning and the petitioner was supposed to visit all the schools where construction work was going on. It is further contended that it would be apparent from the FIR itself that the Headmaster and Secretary of the school withdrew Rs.12,92,850/- but certain irregularities were found in the construction of the building.

Learned counsel for the State has submitted that the building was to be constructed under the supervision of the petitioner and he has not taken proper care regarding measurement, etc. of the building in question.

Be that as it may, in the event of arrest or surrender within a period of four weeks from today, the petitioner is directed to be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Araria in connection with Forbesganj P.S. Case No. 767 of 2014 subject to the conditions as laid down under Section 438(2) Cr. P.C.

(Ashwani Kumar Singh, J.)

Sanjeet/-

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