

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.23670 of 2016**

Arising Out of PS.Case No. -52 Year- 2016 Thana -DINARA District- SASARAM (ROHTAS)

1. Shailendra Kumar Sahi son of Late Janardan Singh resident of village - Achuki, Police Station - Konch, District - Gaya at present working on the post of V.L.W. at Dinara Block having the charge as Panchayat Secretary District - Rohtas at Sasaram.

.... .... Petitioner/s

Versus

1. The State of Bihar.  
2. Ramji Rai son of Late Jawala Rai the Block Education Officer Dinara, District - Rohtas.

.... .... Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Jitendra Kumar Roy  
For the Opposite Party/s : Mr. Hirday Pd. Singh (App)

**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH**  
**ORAL ORDER**

2      26-05-2016      Heard learned counsels for the petitioner and the State.

The petitioner being Panchayat Secretary is apprehending arrest in a case registered for the offences punishable under Sections 409,420,120 and 201 of the Indian Penal Code.

The prosecution case is that Vigilance enquiry was initiated in pursuance to an order passed by a Division Bench of this Court in a PIL with regard to illegality committed in the appointment of panchayat teachers. Subsequently, the investigating agency issued direction to the Panchayat Secretaries

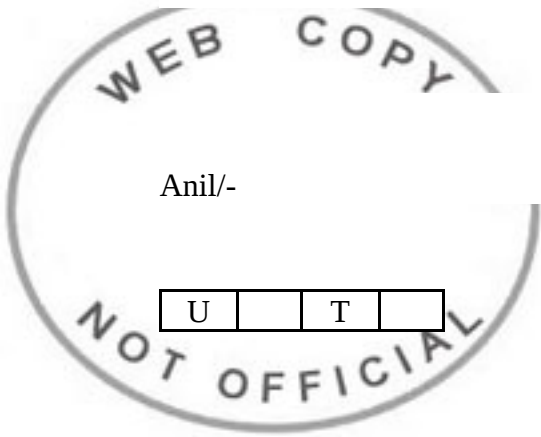
to submit folders with regard to such illegal appointment of Panchayat teachers within a time frame. The petitioner failed to submit the folder.

It is submitted by the learned counsel for the petitioner that the petitioner took charge as Panchayat Secretary of Gunjesh Gram Panchayat on 1.7.2013 and whatever documents the petitioner was given charge of, have been handed over to the Block Education Officer, Dinara on 2.1.2016.

Considering the nature of accusation, let the above named petitioner be released on anticipatory bail in the event of arrest or surrender before the learned Court below within a period of twelve weeks from today on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned SDJM, Bikramganj in connection with Dinara P.S. Case No.52 of 2016 subject to the conditions as laid down under Section 438(2) Cr.P.C.

The bail bonds of the petitioner will be accepted on filing of an affidavit by the petitioner before the learned court below that he will regularly cooperate in the investigation. The said affidavit will be transmitted by the learned court below to the concerned I.O. Non cooperation in the investigation will give liberty to the learned

court below to cancel bail bonds of the petitioner.



Anil/-

**(Dinesh Kumar Singh, J)**