

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32050 of 2016

Arising Out of PS.Case No. -24 Year- 2013 Thana –PHENHARA
District- EAST CHAMPARAN(MOTIHARI)

=====

Rameshwar Prasad Singh, Son of Late Ram Ayodhya Singh, Resident of
Village- Gaybandhi, Police Station- Fenhara, District- East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Umesh Kumar Singh, Advocate

For the Opposite Party/s : Mr Umesh Lal Verma, APP

=====

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 26-09-2016 Heard learned counsel for the petitioner and the

learned counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in
connection with Phenhara P.S. Case No.24 of 2013, G.R.
No.840 of 2013, for allegedly having committed the offence
under Sections 406, 409, 420, 467, 468 and 120B of the Indian
Penal Code.

Learned counsel for the petitioner submits that the
petitioner was the Headmaster of the School between the period
January, 2009 and 30th September, 2010. It is further submitted
that the construction of the building commenced in the year
2007 when the petitioner was posted as Assistant Teacher in
the School. At that point of time, one Kameshwar Singh was



posted as Headmaster of the School, but on his death, the petitioner became the Headmaster in January, 2009 and functioned as such till 1.10.2010. Thereafter, another person took over charge. It is further submitted that the petitioner had issued three cheques for the construction works of the School started by his predecessor Kameshwar Singh and thereafter from 1.10.2010 onwards, the subsequent Headmaster came to be responsible for the construction of the building. Thus, he submitted that the petitioner had earlier issued the cheque only for the work done during the period of his predecessor Kameshwar Singh. It is submitted that one co-accused Md. Kamaludin @ Kamaluddin Ahmad has been extended the privilege of anticipatory bail in Cr.Misc. No.56763 of 2015, vide order dated 13.01.2016. Furthermore, other co-accused persons have also been extended the privilege of bail in Cr.Misc. No.21198 of 2014 and Cr.Misc. No.17580 of 2015.

In view of the aforementioned facts and circumstances, nature of allegations and that other co-accused persons have been extended the privilege of anticipatory bail, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, be

released on bail on furnishing bail bond of ₹10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned 12th Additional Chief Judicial Magistrate, East Champaran at Motihari, in connection with Phenara P.S. Case No.24 of 2013, G.R. No.840 of 2013, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Anjana Mishra, J)

PNM

U		T	
---	--	---	--