

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.53011 of 2016**

Arising Out of PS.Case No. -28 Year- 2016 Thana -MADANPURA District- AURANGABAD

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1. Awadhesh Ram, Son of Late Nageshwar Ram, Resident of Village-  
Rampur, P.S.- Dhibra, District- Aurangabad.

.... .... Petitioner/s

Versus

1. The State of Bihar

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

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**Appearance :**

For the Petitioner/s : Mr. Sanjay Kumar

For the Opposite Party/s : Mr. Sri Shyameshwar Dayal

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**CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR**  
**ORAL ORDER**

2      21-12-2016                      Heard learned counsel for the petitioner and learned  
Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in a case registered for the offences punishable under Sections 188, 409 and 420 of the Indian Penal Code.

The petitioner is a government servant and was working as Panchayat Secretary. Allegation is that petitioner did not produce the service folder of the teachers appointed on contract to the authorities on demand.

Submission is that even if allegation is assumed to be correct it may be a case of disobedience of order of the superior authority for which departmental proceeding is there. No criminal case is made out against the petitioner.



Let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Aurangabad/Successor Court in connection with Madanpur Police Station Case No. 28 of 2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Birendra Kumar, J)**

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