

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55716 of 2016

Arising Out of PS.Case No. -176 Year- 2016 Thana -SAHEBGANJ District- MUZAFFARPUR

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Ram Naresh Chaudhary, S/o Late Suraj Choudhary, resident of Village +
Post- Sheho, P.S.- Sakara, Panchayat, Pakari Basarat, District- Muzaffarpur.
..... Petitioner

Versus

The State of Bihar.

..... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Shashi Bhushan Singh
For the Opposite Party/s : Mr. Ramchandra Singh

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

2 12-01-2017 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Sahebganj P.S. Case no. 176 of 2016, registered under Section 420 and
409 of the Indian Penal Code.

The accusation is that in spite of direction to the
Panchayat Secretaries and Executive Officer, Nagar Panchayat
Sahebganj, they did not deposit the merit list and folder regarding
appointment of primary teacher. The petitioner was also Panchayat
Secretary of Pakari Basarat.

Learned counsel for the petitioner submits that petitioner
took the charge of Panchayat Secretary on 07.01.2015 to the Chandra
Shekhar Prasad Singh, Ex-Secretary, who only handed over the
register of 2008 regarding appointment of the Panchayat Teacher,
which would appear from Annexure-02 and on receiving the direction,



petitioner deposited the same on 05.06.2015 at Sahebganj Block with only merit list and folder of the appointment of the Panchayat Teacher in year 2008, which was received by him to the Ex-Secretary as such petitioner has not disobeyed the direction of the authorities.

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four 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 the Sub-Divisional Judicial Magistrate, West Muzaffarpur in connection with Sahebganj P.S. Case No.176 of 2016, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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