

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.24561 of 2017

Arising Out of PS.Case No. -285 Year- 2015 Thana -SAUR BAZAR District- SAHARSA

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1. Rupesh Yadav Son of Bal Kishore Yadav Resident of Village-Barasam,
Police Station-Saur Bazar, District-Saharsa.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Md. Harun Quareshi, Advocate

For the Opposite Party/s : Mr. A.M.Mehta, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

4 28-08-2017 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Saur Bazar P. S. Case No. 285 of 2015 for the offences punishable
under Sections 341,323, 386, 504 and 506/ 34 of the Indian penal
Code.

The accusation is that the petitioner being the
Headmaster of M.P.S. Bela tol, Mohanpur withdrew Rupees
51,000/- to the Bank for distribution of Scholarship to the students
on 4.8.2015 and accordingly Rupees 19,800/- was distributed
between the students in presence of Secretary and Chairman of the
School and remaining Rupees 32,100/- was kept by him in the
dicky of his motorcycle and he proceeded for house. In the way,
the petitioner and co-accused, Amoj Yadav were standing. This



petitioner took the key of the motorcycle and accused, Amoj Yadav took out Rs. 32,000/- from the dickey of his motorcycle.

Learned counsel for the petitioner submits that allegation of taking the money to the dickey of motorcycle of informant is against Co-accused, Amoj Yadav and not this petitioner.

Having considered the facts and circumstances of the case and nature of allegation, I am not inclined to grant anticipatory bail to the petitioner and accordingly, his prayer for anticipatory bail is rejected.

(Rajendra Kumar Mishra, J)

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