

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.25065 of 2017**

Arising Out of PS.Case No. -138 Year- 216 Thana -MARKAHI District- KHAGARIA

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Dharmendra Sada, S/o Rajendra Sada, resident of Village-Rahua, P.S. Gangour, District Khagaria

.... .... Petitioner

Versus

The State of Bihar

.... .... Opposite Party

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**Appearance :**

For the Petitioner/s : Mr. Indrajit Kumar, Adv.

For the Opposite Party : Mr. Umeshnand Pandit, APP

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**CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY**  
**ORAL ORDER**

2      13-07-2017                      Heard learned counsel for the petitioner and learned counsel for the State.

In this case, the petitioner is seeking anticipatory bail in connection with Morkahi P.S. Case No.138 of 2016, registered for the offence punishable under Sections 409 and 420 of the Indian Penal Code.

The petitioner was the headmaster during the Financial Year 2010-11 and he was given Rs.6,32,000/- for construction of middle school building, but the construction could not be completed.

Learned counsel for the petitioner submits that the petitioner has already returned an amount of Rs.1, 40,000/- and if there is any outstanding dues, he is ready to return the same.



In view of the statement made by learned counsel for the petitioner, let the petitioner- Dharmendra Sada, be released on anticipatory bail in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of the Sub Divisional Judicial Magistrate, Khagaria, connection with Morkahi P.S. Case No.138 of 2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

Let the Block Development Officer furnish the details of outstanding dues, which the petitioner would pay within one month from the date of receipt of detail of outstanding dues, failing which, this order will be treated to have been withdrawn.

**(Shivaji Pandey, J)**

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