

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.658 of 2018**

Arising Out of PS.Case No. -266 Year- 2016 Thana -GHOSI District- JEHANABAD

=====

Dr. Md. Equbal Haider @ Md. Eqwal Haider, S/o Md. Azimuddin Haider,  
resident of Mohalla- Dujra, P.S.- Gandhi Maidan, District- Patna.

.... .... Petitioner/s

Versus

The State of Bihar

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

=====

**Appearance :**

For the Petitioner/s : Mr. Ashok Kumar, Advocate.

For the Opposite Party/s : Mr. Satyendra Prasad, A.P.P.

=====

**CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA**  
**ORAL ORDER**

3      16-02-2018

Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in **Ghoshi**  
**(Okari) O.P. P.S. Case No. 266 of 2016** instituted for the offence  
under Sections 409 and 420 of the Indian Penal Code.

Learned counsel for the petitioner has submitted that  
he is not named in the written report.

In the written report it is alleged that one Ramesh  
Kumar Sharma, who was posted at Okari Primary Health Centre  
as Clerk, was transferred to Sonwa Primary Health Centre, but he  
did not hand over the charge of the important records. The  
inventory was prepared before the Magistrate and some  
documents were found missing which was informed to Civil  
Surgeon, Jehanabad. It is alleged that in spite of issuance of order



by the Civil Surgeon, Jehanabad, the said Ramesh Kumar Sharma neither made the records available nor he communicated any correspondence. Thereafter, case has been lodged making allegation against Ramesh Kumar Sharma who was posted at Okari Primary Health Centre. During investigation the name of this petitioner has also been added by the police being the In-charge, Medical Officer of the aforesaid Primary Health Centre.

Considering the facts and circumstances of the case, prayer for anticipatory bail of the petitioner is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today, in connection with **Ghoshi (Okari O.P.) Case No. 266 of 2016**, he shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Sri Mukesh Kumar Mishra, **learned Sub Divisional Judicial Magistrate, Jehanabad**, subject to the conditions as laid down under Section 438 (2) Cr. P.C. with further conditions (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and their absence on two consecutive dates without proper and reasonable reason will be liable to cancel his bail bond and (3) if



petitioner tampers with the evidence or the witnesses of the case,  
in that case, prosecution will be at liberty to move for cancellation  
of bail of the petitioner.

**(Sanjay Priya, J)**

S.Ali/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

