

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.57127 of 2018

Arising Out of PS.Case No. -85 Year- 2016 Thana -BHAGALPUR KOTWALI District-
BHAGALPUR

- =====
1. Ajay Kumar, son of Dr. Late Patwari Prasad Yadav, Resident of Village-
Mathurapur, P.S.- Bihpur, District- Banka.
 2. Ganpat Prasad Yadav @ Ganpat Yadav, son of Late Mashori Yadav,
Resident of Village- Amdar, P.S.- Sabaur, District- Bhagalpur.

.... Petitioners

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

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

For the Opposite Party/s : Mr. Abhay Kumar - 1, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 08-10-2018 Heard learned counsel for the petitioners and learned
counsel for the State.

The petitioners seek pre-arrest bail in connection with
Kotwali Adampur/Kotwali P. S. Case No. 85 of 2016 registered
under Sections 409 and 420 of the Indian Penal Code.

It is submitted by the learned counsel for the
petitioners that petitioners are Panchayat Secretaries and at present
they are posted in Kharik and Bihpur Block respectively. The
issue of appointment of teachers in different Panchayats is of the
period prior to 2016, whereas the petitioners joined in the
panchayat in the year 2016. It is further contended that most of the
accused persons having more or less identical allegations have
been granted pre-arrest bail by the different Benches of this Court.



Learned counsel for the State does not dispute the fact that several other accused persons have already been granted pre-arrest bail.

Having regard to the facts and circumstances of the case and submissions made above, in the event of arrest or surrender before the court below within six weeks from today, the petitioners are directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bhagalpur in connection with Kotwali Adampur/Kotwali P. S. Case No. 85 of 2016, subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

(Ashwani Kumar Singh, J.)

Md.S./SkSuman.

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