

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43038 of 2018

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Argha Nand Sharma son of Late Sarba Nand Sharma, resident of village-
Samastu Asthan, Bihta, P.S.- Bihta, District- Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sada Nand Roy, Advocate

For the State : Smt. Sahin Begam, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR
SINGH
ORAL ORDER

2 20-07-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks pre-arrest bail in connection with
Bihta P.S. Case No.1026 of 2017 registered under Sections 409
and 420 of the Indian Penal Code.

It is submitted that from perusal of the FIR itself it
would appear that neither the offence punishable under Section
409 nor punishable under Section 420 of the Indian Penal Code
would be attracted. The grievance of the informant of the case is
only to the extent of the fact that his admit card has not been
issued of which the petitioner is the Principal of the college.
Further contention of the petitioner is that for filling up the
examination form rupees one thousand was taken as examination



fee and other charges by the Accountant of the college for which receipt was handed over to each of the candidates and the amount was also deposited in the concerned bank standing the name of the college in Madhya Vihar Gramin Bank, Anandpur, Patna.

Considering the nature of allegation and the pleadings advanced on behalf of the petitioner, in the event of arrest or surrender in the court below within six weeks from today, the petitioner is directed to be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-1, Danapur, Patna in connection with Bihta P.S. Case No.1026 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Ashwani Kumar Singh, J)

Md.S./-

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