

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.64742 of 2018

Arising Out of PS. Case No.-7 Year-2018 Thana- JOGAPATTI District- West Champaran

Kamaluddin Ansari son of Late Khalil Ahmad Ansari, Teacher, Madarsa Islamia, Kharpur Mahnad, resident of village- North side of Dardavi Chowk, Ganj No. 1, Police Station- Bettiah Town, District- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. N.A.Shamsi, Advocate
: Mr. Ram Kishun Prasad, Advocate
For the Opposite Party/s : Mr. Md. Arif, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 13-12-2018 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner seeks pre-arrest bail in connection with
Yogapatti P.S. Case No.07 of 2018 registered under Sections
406, 420, 467, 468, 471 and 120B of the Indian Penal Code.

It is submitted by the learned counsel for the
petitioner that the first information has been instituted on the
basis of the complaint which was referred to the police under
Section 156(3) of the Code of Criminal Procedure for
investigation. The only allegation against the petitioner is that
he was appointed as an expert in the matter of appointment of
teachers in Madarsa by the Managing Committee. He submitted
that the petitioner had discharged his duties honestly and there is



no *mala fide* on his part in appointment of any teacher. He contended that there was no illegality in appointment of any teacher, but due to ulterior motive the complainant had lodged the present complaint.

Learned counsel for the State opposed the application for grant of pre-arrest bail to the petitioner.

Considering the nature of allegation and the pleadings advanced at the Bar, in the event of arrest or surrender before 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 Chief Judicial Magistrate, Bettiah, West Champaran in connection with Yogapatti P.S. Case No.07 of 2018 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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