

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.49536 of 2021**

Arising Out of PS. Case No.-218 Year-2020 Thana- SHAMBHUGANJ District- Banka

Rohit Yadav Son Of Gulabi Yadav Resident Of Village- Chanderi, Police  
Station- Sabour, District- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Md. Najmul Hodda

For the Opposite Party/s : Mr.Ajit Kumar

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN  
ORAL ORDER**

2      28-04-2022                      Heard learned counsel for the petitioner and learned  
Additional Public Prosecutor for the State.

Learned counsel for the petitioner undertakes to remove  
the defects within three weeks. In the eventuality of non-removal  
of defects within undertaken period, the office will place the  
matter before the Bench.

The petitioner is apprehending his arrest in a case  
registered for the offence punishable under Sections 419, 420, 467,  
468, 471, 120B of the Indian Penal Code.

Prosecution case as lodged by the informant is that the  
petitioner committed forgery got transferred to the Primary  
School, Kushaha (Kanya) and misappropriated the government  
fund.

It is submitted by learned counsel for the petitioner  
that petitioner is innocent and has been falsely implicated in this  
case. He submits that the petitioner was appointed on the post of



Assistant Teacher and he was also discharging his duty Incharge headmaster Primary School, Kusaha (Kanya), Amarpur but only the basis of suspicion, the petitioner's service was terminated w.e.f. 27.06.2020 by the District Education Officer, Banka without providing sufficient opportunity of hearing. He submits that the petitioner has filed the writ application bearing C.W.J.C. No. 1805 of 2021. He further submits that petitioner has no criminal antecedent as stated in para-3 of this application.

Learned APP for the State opposed the prayer for bail.

Considering the facts that the service of the petitioner has already been terminated, the above named petitioner in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Shambhuganj P.S. Case No. 218 of 2020, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

**(Anjani Kumar Sharan, J)**

devendra/-

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