

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45893 of 2023

Arising Out of PS. Case No.-17 Year-2023 Thana- ISHUPUR BARAHAT District- Bhagalpur

Dharmendra Kumar S/O Late Anandi Singh R/O Village- Dumrawa, Ps.
Asthawan, Dist. Nalanda

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sharda Nand Mishra

For the Opposite Party/s : Mr.Ajay Mishra

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 24-08-2023 Heard learned counsel for the petitioner and the

State.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 175, 409 of the Indian Penal Code.

3. It is alleged that in spite of direction of District Program Officer, Education Department, petitioner did not provide the folder of merit list of selected teachers.

4. It is submitted that on 31.06.2015 one Birendra Kumar Pandey superannuated from the service and thereafter petitioner was posted in the Gram Panchayat Hardevchak. Birendra Kumar Pandey handed over charge to this petitioner on 02.01.2016 and in support the same annexed documents vide Annexure-2 and 3 to the supplementary affidavit. From perusal



of Annexure-2 and 3, it is apparent that petitioner was not in possession of the folder neither the same was handed over to him by his predecessor.

5. Considering the facts aforesaid, the petitioner above-named, in the event of his arrest/surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate XIII, Bhagalpur in connection with Ishipur Barahat P.S. Case No. 17 of 2023, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

vinita/-

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