

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8917 of 2024

Arising Out of PS. Case No.-10 Year-2019 Thana- CHANPATIA District- West Champaran

RAMASHRAY RAM S/O LATE BHIKHARI HAZARA R/O VILLAGE-
ALAMGANJ BAZAR, WARD NO.-6, P.S- MAJHAULIYA, DISTT.- WEST
CHAMPARAN.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bimlesh Kumar Pandey, Advocate.

For the Opposite Party/s : Mr.Parmeshwar Mehta, APP.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 20-02-2024 Heard Mr. Bimlesh Kumar Pandey, learned counsel

appearing on behalf of the petitioner and Mr. Parmeshwar

Mehta, learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Chanpatiya P.S. Case No. 10 of 2019 registered for the
offence punishable under Sections 420 and 468/34 of the Indian
Penal Code.

3. As per the allegation made in the F.I.R., petitioner
and other co-accused persons illegally and fraudulently selected
one Asha Devi as Anganwari Sevika who at the time of
selection was below 18 years which was detected by the
informant who is the C.D.P.O. on inquiry.

4. Mr. Bimlesh Kumar Pandey, learned counsel
appearing on behalf of the petitioner submits that he has made
specific statement in Para-6 of the bail application that the



petitioner was only member of the selection committee which was headed by the Mukhiya of the Gram Panchayat and the matter relates to selection of Anganwari Sevika which has taken place in the year 2003. The petitioner was ignorant that he has been implicated in an F.I.R. lodged by the C.D.P.O. and soon after he got information of the said fact, he filed the bail application for grant of anticipatory bail. Learned counsel submits that other similarly situated co-accused including the Mukhiya have been granted anticipatory bail.

5. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioner.

6. Having heard the rival submission made on behalf of the parties and the nature of allegation made in the F.I.R., the petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Bettiah, West Champaran, in connection with Chanpatiya P.S. Case No. 10 of 2019, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Purnendu Singh, J)

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