

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23633 of 2026

Arising Out of PS. Case No.-10 Year-2026 Thana- RATWARA District- Madhepura

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Shashi Shekhar Thakur S/O Arjun Thakur R/o Village - Noniyachak Tola,
Gangapur, ward No.02, P.S - Ratwara, District - Madhepura preesently
working as Incharge- Headmaster, Midlle School, Gangapur Bageshwari,
Alamnagar, PS- Alamnagar, Distt-Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dr Sanjay Kumar Singh, Adv.

For the Opposite Party/s : Mr. Uma Shankar Prasad Singh, APP

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CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

3 03-06-2026 Heard the learned Advocate for the petitioner and

learned Additional Public Prosecutor for the State through

virtual mode.

2. The petitioner is said to be In-charge Headmaster of

Middle School, Gangapur Bageshwari, Alamnagar

apprehending his arrest in connection with Ratwara P.S. Case

No. 10 of 2026 registered for the offences punishable under

Sections 316(2) & 318(4) of the B.N.S

3. Based upon the written report, the informant/Block

Development Officer alleged that on a complaint made by *Up-*
Pramukh and others, he visited the school for inspection,

whereupon the villagers have produced 10 set of books, which

are said to have been sold as scrap materials. Based upon the



aforesaid fact, the F.I.R. came to be instituted.

4. Learned Advocate for the petitioner submitted that from the F.I.R., it is evident that the villagers have only produced the set of books which are said to have been sold as waste material before the informant, but it has not been disclosed as to who have sold the same. Only on account of the fact that the petitioner happens to be In-charge Headmaster of the school, in question, his name has been implicated and the entire liability has been fastened upon him, without their being any departmental inquiry. During the course of investigation, no-one has come forward to disclose that it is the petitioner, who has sold the books to him. The petitioner is a man of fair antecedent and discharging his duty to the entire satisfaction of the authorities concerned is the contention of the learned Advocate for the petitioner.

5. On the other hand, learned Advocate for the State vehemently opposed the bail application and submitted that there is serious complaint against the petitioner of selling the school books as a waste material

6. Having considered the submissions advanced on behalf of the learned Advocate for the respective parties and taking note of the fact that there is no material, which suggests



that it is the petitioner, who sold the books as waste material; besides the fact that prior to the institution of the F.I.R, no departmental enquiry was conducted and the petitioner bears fair antecedent and he is also a public servant, let the petitioner above named be released on bail, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, upon furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Judicial Magistrate, 1st Class, Udakishunganj, Madhepura in connection with Ratwara P.S. Case No. 10 of 2026, subject to the conditions laid down in Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita, 2023, with the further condition that one of the bailors shall be the own/close family members of the petitioner.

(Harish Kumar, J)

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