

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24663 of 2016

Arising Out of PS.Case No. -16 Year- 2016 Thana -BHAGALPUR KOTWALI District-
BHAGALPUR

=====

Birendra Kumar Tiwari, son of Ramdeo Tiwari, Resident of Village – Topra
Tola, P.S.- Pirpanti, District- Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar
2. The Vigilance Investigation Agency, Bhagalpur.

.... Opposite Party/s

=====

Appearance:

For the Petitioner/s : Mr. Vijay Anand, Advocate.

For the Opposite Party/s : Dr. Indihar Kumari, A.P.P.

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 10-08-2016

Heard both sides.

The petitioner apprehends his arrest in Kotwali
(Adampur) P.S. Case No. 16/2016 registered under Sections 420,
409, 467, 468, 471, 120(B) of the Indian Penal Code.

The allegation against the petitioner is that he got job
of teacher on the basis of forged certificates. During the course of
enquiry, it was found that the petitioner passed his Secondary
School Examination from M.G. Council of Higher Education,
New Delhi but that institution was not found in existence. The
certificate produced by the petitioner was found to be forged. It is
submitted that the petitioner did his secondary education from
M.G. Council of Higher Education, New Delhi and the certificate
was issued by the institution. There is no fault on the part of the

petitioner. M.G. Council of Higher Education, New Delhi is not included in the list of fake institution issued by the State of Bihar.

It appears that after enquiry, the institution named M.G. Council of Higher Education, New Delhi was found non-existent and the petitioner appears to have produced forged certificate in order to get service.

Considering the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail in Kotwali (Adampur) P.S. Case No. 16/2016. Accordingly, the same is rejected.

If the petitioner, after depositing the entire salary of ten months which he received in the account of the Education Department, surrenders in the court below, the court below shall consider the prayer for regular bail of the petitioner taking into consideration that a co-accused, after having deposited the entire salary amount, has already been enlarged on anticipatory bail.

(Prabhat Kumar Jha, J)

Dilip/-

U		T	
---	--	---	--