

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.15459 of 2014

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1. Ranjeet Pandit, Son of Sri Parsuram Pandit, Resident of Gajipur, Post- Ufroul, P.S.- Deshri, District- Vaishali at Hajipur.
 2. Purander Sawariya, son of Sri Ramashray Prasad Singh, R/o 11, Kautilyapuri, Opposite S.P. Residence, Gaya.

.... Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna.
2. The Chief Secretary, Government of Bihar, Patna.
3. The Principal Secretary, Education Department, Government of Bihar, Patna.
4. The Union Government of India through Home Secretary, Government of India New Delhi.
5. The Secretary, Department of Personnel and Training, Government of India, New Delhi.
6. The Director, CBI, New Delhi.

.... Respondent/s

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Appearance :

For the Petitioners	:	Mr. Dinu Kumar, Advocate Mr. Pankaj Kumar, Advocate Mr. Maya Shankar Mishra, Advocate
For the Respondents-State	:	Mr. Lalit Kishore P. A. A.G.-I Mr. Bishwa Bibhuti Kumar Singh, A.C. to P.A.A.G.-I
For the Vigilance	:	Mr. Ramakant Sharma, Senior Advocate Mr. Rabindra Kumar, Advocate
For the C.B.I.	:	Mr. Sanjay Kumar, S.C. C.B.I.
For the Governor of Bihar	:	Mr. Rajendra Kumar Giri, Advocate
For the Intervenor	:	Mr. Shashi Shekhar Tiwary, Advocate

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

And

HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL JUDGMENT

(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

Date: 05-12-2016

The grievance of the petitioners is that since the year 2006, many appointments have been made by the State as teachers, such as Senior Secondary Secondary Teachers, Elementary Teachers, Librarians, and some of candidates, so appointed, have submitted forged certificates. This Court has issued directions from time to time to the Vigilance Department to carry out the investigations. After the



investigation was started, almost three thousand candidates have resigned.

The Vigilance has carried out investigations in respect of the candidates and has submitted progress reports from time to time. The progress report as on 19th September, 2016 shows the following figures:-

Sl No.	Category	Total no. of teachers	Certificates received	No. of certificates verified	No. of certificates pending	No. of Certificates found fake	No. of cases registered	No. of persons involved
1	Senior Secondary	11787	65276	59507	5769	119	50	127
2	Secondary	27897	122661	93092	29669	58	31	47
3	Librarian	2082	8323	6922	1401	13	06	13
4	Elementary	323386	158449 folders have been received till date	46649	-	83	30	81
	Total	365152		206170	36839	273	117	268

Progress report on behalf of the Vigilance Investigation Bureau as on 05.12.2016 has been filed today in Court. The same is taken on record. The progress report as on 5th December, 2016 shows the following figures:-

Sl No.	Category	Total no. of teachers	Certificates received	No. of certificates verified	No. of certificates pending	No. of Certificates found fake	No. of cases registered	No. of persons involved
1	Senior Secondary	11787	65276	59507	5769	121	52	129
2	Secondary	27897	122661	95297	27364	66	37	55
3	Librarian	2082	8323	6949	1374	13	06	13
4	Elementary	323386	185119 folders have been received till date	68929	-	136	45	135
	Total	365152		230682	34507	336	140	329



A perusal of the above tables would show that vigilance has conducted gigantic task in finding out the submission of forged certificates by the candidates. It appears that in almost one per cent of cases, the forgery has been found and testimonial of large number of candidates is yet to be examined whereas; testimonial of large number of candidates has been examined. Therefore, we do not wish to continue with the continuous monitoring of investigation by the vigilance.

Accordingly, this writ application is disposed of with a direction to the Vigilance to complete the investigations and take appropriate action in accordance with law.

(Hemant Gupta, ACJ)

(Vikash Jain, J)

Sunil

AFR/NAFR	N.A. F. R
CAV DATE	N. A.
Uploading Date	13.12.2016
Transmission Date	

