

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34919 of 2016

Arising Out of PS.Case No. -53 Year- 2013 Thana -MADANPURA District- AURANGABAD

ANITA KUMARI (ANM) daughter of Sarjoo resident of Village -
Dhanawa Dihra, Police Station- Parasbigha, District- Jehanabad

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kamendra Pd. Singh, Advocate

For the Opposite Party/s : Mr. Pancha Nand Pandit, APP

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 29-08-2016

Heard learned counsel for the petitioner and

learned APP for the State.

Petitioner apprehends arrest in connection with
Madanpur P.S. Case No. 53/13 for offences alleged under Sections
420, 467, 468, 471/34 of the Indian Penal Code.

The prosecution case, as lodged by the Medical
Officer, Madanpur, is that the petitioner, who was the ANM(R),
on the basis of forged certificate has procured her service and has
taken Rs. 82,047/- as honorarium.

It has been submitted by the learned counsel
for the petitioner that she is innocent and her certificate on enquiry
has been found to be correct, as is evident from Annexure-3 and
thereafter a letter has been written by the Civil Surgeon-cum-

Member Secretary, District Health Organisation, Arwal to take back the services of the petitioner. He submits that only on misapprehension the petitioner has been named in the First Information Report as no overt act has been committed by her.

However, learned APP for the State submits that the petitioner is named in the First Information Report, hence, opposes the prayer for bail.

Be that as it may, since the allegation of fake certificate seeking appointment has been further clarified and found correct, let petitioner, above named, in the event of her arrest or surrender before the court below within a period of eight weeks from today, be released on bail on furnishing bail bond of Rs. 10,000/-(Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Aurangabad, in connection with Madanpur P.S. Case No. 53/13, subject to the conditions as laid down under Section 438(2) Cr.P.C.

Rajesh/-

(Nilu Agrawal, J.)

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