

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49549 of 2017

Arising Out of PS.Case No. -1 Year- 2015 Thana -C.B.I CASE District- PATNA

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1. Smt. Daizy D/o Ravindra Prasad, R/o Village- Badi, Post Badi, P.S.-
Katrissarai, District- Nawada.

.... Petitioner/s

Versus

1. The Union of India Through The CBI.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajiv Krishna Bariar

For the Opposite Party/s : Mr. Bipin Kumar Sinha (SC,CBI)

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

4 01-11-2017

Heard learned counsel for the petitioner and the State.

The petitioner apprehends arrest in R.C. Case No. 1A of
2015 arising out of CBI Case No. RC0232015A0001/2015 instituted
for the offence under Sections-420 & 471 of the Indian Penal Code.

It has been submitted that the petitioner applied for the post
of GDSBPM on the basis of matriculation mark sheet and certificates of
Bihar School Examination Board, Patna and she was engaged on the
basis of matric certificate of BSEB, Patna. The petitioner was not
engaged or appointed on the basis of certificate of Sanskrit Shikchha
Board, Patna. It has further been submitted that GDS employees are not
government servant. They are only engaged to work five hours daily. It
has further been submitted that in the instant case, the official of
Superintendent of Post Office who has issued appointment letters has
not been proceeded departmentally. It has further been submitted that



the other co-accused namely, Satyanarayan Singh has already been granted anticipatory bail by a coordinate bench of this court vide order dated 17-10-2017 passed in Cr. Misc. No. 49588 of 2017.

Counsel for CBI has not contradicted the statement that other co-accused with similar allegation has been granted anticipatory bail by a coordinate bench of this court. The counsel for CBI has further submitted that in charge-sheet, the mark sheet of Sanskrit Shikchha Board submitted by the petitioner was found to be forged.

Considering the facts and circumstances of the case, prayer for anticipatory bail is allowed and it is ordered that the petitioner named above in the event of his arrest or surrender in the court below within six weeks from the date of receipt/production of copy of this order, shall be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each in connection with in R.C. Case No. 1A of 2015 arising out of CBI Case No. RC0232015A0001/2015 to the satisfaction of learned Special Judge, CBI-Ist, Patna subject to condition as laid down u/S 438(2) of the Cr.P.C. with further conditions (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and absence on two consecutive dates without proper and reasonable reason, will automatically cancel bail bond of the petitioner and (3) if petitioner tampers with the evidence or the witnesses of the case, in that case,



prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

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