

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.51681 of 2017**

Arising Out of PS.Case No. -182 Year- 2017 Thana -BAHADURGANJ District- KISANGANJ

1. Md. Sarfraz Alam @ Sarfraz Azam @ Md. Sarfraz Azam, son of  
Ajmuddin, resident of village- Bishanpur, P.S.- Kochadhaman, District-  
Kishanganj.

.... .... Petitioner/s

Versus

1. The State of Bihar.  
2. The Vigilance Investigation Bureau, Bihar, Patna.

.... .... Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Bhola Prasad, Advocate  
For the Opposite Party/s : Mr. Aditya Narayan Singh 1, APP  
For the Vigilance : Mr. Ramakant Sharma, LO, I/c, Vigilance  
Mr. Rakesh Kumar Sharma, Advocate

**CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA**  
**ORAL ORDER**

2/ 09-11-2017

Heard learned counsel for the petitioner and learned

APP for the State.

Petitioner apprehends his arrest in **Bahadurganj**  
**P.S. Case No.182 of 2017** instituted for the offence under  
Section(s) 420, 467, 471, 120-B Indian Penal Code.

Counsel for the petitioner has submitted that there is  
allegation that he has been appointed as Panchayat Teacher on  
the basis of fake mark-sheet of Maulvi issued by Madrasa Board.  
Counsel for the petitioner has pointed out that in the mark-sheet,  
which was submitted by this petitioner at the time of his  
appointment and is part of the First Information Report, it is  
mentioned, that he has secured 960 marks. Counsel for the  
petitioner has further pointed out Annexure-2, which is order of



the District Teachers Appointment Appellate Committee, Kishanganj, in Case No.66/12 and 94/12, by which appointment of petitioner and others were found to be proper.

In the facts and circumstances of the case, prayer of the petitioner for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today in connection with **Bahadurganj P.S. Case No.182 of 2017**, he shall be released on anticipatory bail on furnishing bail bond of ₹10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the **Chief Judicial Magistrate, Kishanganj**, subject to the conditions as laid down under Section 438(2) 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)

JA/-

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