

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45545 of 2017

Arising Out of P.S.Case No. -78 Year- 2016 Thana -VIGILANCE District- PATNA

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Vinayak Pandey, Son of Brihaspati Pandey, resident of Village- Dilipur,
P.O.:- Dilipur, P.S.- Bhagwan Bazar, District- Bhojpur, At present posted as
District Programme Officer (Estab.) Buxar.

.... Petitioner/s

Versus

The State of Bihar, through Vigilance Investigation Bureau.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Jha

For the Opposite Party/s : Mr. Ramakant Sharma(L.O.,I/C. Vigi)

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

6 06-12-2017 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Special Case No.43 of 2016 arising out of Vigilance P.S.Case
No.78 of 2016 registered under Sections 406, 409, 420, 467, 468,
471, 120 (B) of the Indian Penal Code and Section 13 (2) and 13
(1) (d) of Prevention of Corruption Act.

Learned counsel appearing on behalf of the petitioner
submits that he has not been named in the F.I.R. but his name has
surfaced on the basis of confessional statement of co-accused. No
incriminating article has been recovered from his conscious
possession or physical possession which is evident from
Annexure-2. The I.O. has falsely made the petitioner accused



which appears from Annexure-3. He further submits that the petitioner was not concerned in any manner with such appointments which is evident from Annexure-5. He further submits that the petitioner is not appointing authority who only directed the B.E.O. Rajpur to take steps in the light of circulars and provision of law issued by the department since the B.E.O., Rajpur had written a letter to the petitioner for giving guidelines for compliance of the order of Appellate Authority which is evident from Annexures- 8 & 9.

Having considered the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of his arrest or surrender before the learned court below within a period of four weeks from today, on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of the Special Judge, Vigilance-1st, Patna, in Special Case No.43 of 2016 arising out of Vigilance P.S.Case No.78 of 2016 subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Arvind Srivastava, J)

AnilKrSinha/-

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