

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39635 of 2018

Arising Out of PS.Case No. -126 Year- 2017 Thana -MAKHDUMPUR District- JEHANABAD

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Swatee Goswami @ Smt. Swati Goswami Daughter of Niranjan Goswami
resident of Mohalla - Mitramandal Colony, Anishabad, Police Station
Fulwarisharif in the district of Patna.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Navin Sharma, Adv.

For the Opposite Party/s : Mr. Satyadev Prasad Singh Yadav, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR

JHA

ORAL ORDER

2 10-07-2018 Heard both sides.

The petitioner apprehends her arrest in Makhdumpur
(Tehta) P.S. Case No. 126/2017, registered for the offences
punishable under Sections 420, 467, 468, 471 and 409 of the
Indian Penal Code.

The gist of allegation is that petitioner fraudulently got
appointment on the post of Teacher by producing fake certificate
of Bachelor of Education (B.Ed.). The petitioner was appointed on
15.05.2015, but the petitioner voluntarily resigned on 31.08.2015
after knowing the fact that the institution from which she got
certificate of Bachelor of Education (B.Ed.) is fake one.

It is submitted that a Division Bench of this Court



passed order in C.W.J.C. No. 15454/2014 that if a teacher who is appointed on forged and fake certificate resigns after knowing the fact about the genuineness of certificate, no F.I.R. shall be lodged against such teacher. It is submitted that petitioner works only for fifteen days and she voluntarily resigned.

Considering the facts aforesaid, the petitioner above-named, in the event of her arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Sub-Divisional Judicial Magistrate, Jehanabad, in connection with Makhdumpur (Tehta) P.S. Case No. 126/2017, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Prabhat Kumar Jha, J)

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