

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41717 of 2022**

Arising Out of PS. Case No.-361 Year-2021 Thana- KALYANPUR District- Samastipur

Rinku Kumari Wife of Arbind Poddar Resident of village - Koylakund, P.S.-
Kalyanpur, District - Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Kaushal Kumar Jha, Advocate
For the Opposite Party/s	:	Mr. Ajay Mishra, A.P.P.
For Vigilance	:	Mr. Arvind Kumar

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 09-11-2022 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the Vigilance Department and
learned A.P.P. for the State.

Learned counsel for the petitioner is permitted to
remove the defect(s), as pointed out by the office, if any, within
a period of four weeks from today.

The petitioner is apprehending her arrest in a case
registered for the offences punishable under Sections 420, 467,
468, 471 and 120B of the Indian Penal Code.

According to the prosecution case, the certificate of
the petitioner on the basis of which she was appointed as
Panchayat Shikshak was found forged.

Learned counsel for the petitioner submits that the
petitioner has clean antecedent and she has falsely been



implicated in the present case. He further submits that the petitioner was appointed in the year 2012 as Panchayat Shikshak on the basis of the certificate issued by the competent authority. He further submits that no notice was given to the petitioner. He further submits that as per instruction received from the petitioner, petitioner has terminated from the post in question.

Learned counsel for the Vigilance Department and the State has vehemently opposed the prayer for bail of the petitioner.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of her arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, 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 the learned Court below where the case is pending in connection with Kalyanpur P.S. Case No. 361 of 2021, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure and with other following conditions:-

1. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the



court and shall remain physically present as directed by the court and on her absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

2. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

3. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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