

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25792 of 2024

Arising Out of PS. Case No.-1 Year-2024 Thana- VIGILANCE District- Patna

Arvind Kumar Tiwari Son of Late Sitaram Tiwari Resident of Village-
Keshari Nagar, Post Office- Barka Gaon, Police Station- Karja, Dist.-
Muzaffarpur, At present Block Education Officer (BEO), Block- Patahi, Dist.-
East Champaran (Motihari)

... .. Petitioner/s

Versus

The Vigilance Investigation Bureau Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. R.K. Sharma, Sr. Advocate Mr. Ranvijay Narain Singh, Advocate
For the Opposite Party	:	Mr. Arvind Kumar, APP
For the S.V.U.	:	Mr. Rana Vikram Singh, Advocate

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

3 29-07-2024 Heard learned counsel for the petitioner and learned
A.P.P for the State as well as learned Special Vigilance Unit.

2. The petitioner has preferred this application for grant of regular bail in connection with Special Case No. 2 of 2024, arising out of S.V.U. P.S. Case No. 01/2024 dated 12.02.2024 registered for the offence punishable u/s 7 of the P.C. Act.

3. As per the prosecution case, the complainant is posted as Head Master in NPS Parsonikpur, Dusadh Tola. The Government has approved SSA grant for development of school as well as for mid-day meal. The complainant has alleged that the Block Education Officer, Patahi Sri Arvind Kumar Tiwari



always used to call him and demand bribe of Rs. 10,000/- for both works and the petitioner used to threaten him that if the said money was not paid to him, the complainant would have to face the departmental proceedings.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has no concern with the alleged occurrence. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 13.02.2024.

5. Learned A.P.P. for the State as well as learned Special Vigilance Unit have vehemently opposed the bail petition of the petitioner. As per the counter affidavit filed by the Special Vigilance Unit, it is true that the petitioner took Rs. 8,000/- from the informant and kept it in his back pocket of trouser. The SVU team has recovered that amount from his back pocket. So, the offence u/s 7 of the P.C. Act is committed.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of



the like amount each to the satisfaction of learned Court concerned, Patna in connection with Special Case No. 2 of 2024, arising out of S.V.U. P.S. Case No. 01/2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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