

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32939 of 2024

Arising Out of PS. Case No.-140 Year-2023 Thana- RUNISAIDPUR District- Sitamarhi

Arvind Kumar Son of Late Sitaram Thakur Resident of Village- Bahilwara
Dhanushi, P.S.- Runni Saidpur, District- Sitamarhi

... .. Petitioner/s

Versus

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

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr. Basant Kumar Tripathy, Advocate
For the State	:	Mr. Ajay Mishra, A.P.P.
For the Vigilance	:	Mr. Arvind Kumar, Spl.P.P. Vigilance Deptt. Mr. Paritosh Parimal, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 02-09-2024 Heard learned counsel for the petitioner, learned
A.P.P. for the State and learned counsel for the Vigilance
Department.

2. The petitioner apprehends his arrest in a case
registered for the offence under Sections 420, 467, 468, 471,
120(B) of the Indian Penal Code.

3. The petitioner is alleged to have obtained
appointment, as Prakhanda Niyojit Teacher on compassionate
ground, on the basis of forged and fabricated document(s).

4. It is submitted on behalf of petitioner that petitioner
is innocent and has committed no offence. At the time of
appointment, after thorough verification and examination of the



documents, furnished by the petitioner, by the competent authority, the petitioner was appointed as Prakhanda Niyojit Teacher, but later on, same has been declared as forged and fabricated without proper verification or giving any notice to the petitioner.

5. However, learned Special P.P. for the Vigilance Department vehemently opposes the prayer for anticipatory bail. By way of referring to paragraph 7 & 8 of the counter affidavit, learned Special P.P. submits that the Vigilance Department got the self-attested Madhyama marks sheet of the accused petitioner with descriptions-Roll Code- 1407, Roll No.- 0225, Year-2008, marks obtained-427, Division-First, Serial No.- 020642 which was sent by the District Programme Officer (Establishment), Sitamarhi to the Vigilance Investigation Bureau, Patna, verified from Bihar Sanskrit Shiksha Board, Patna and thereafter, Bihar Sanskrit Shiksha Board, Patna, vide letter no.-536 dated 01.12.2022, has informed that the self-attested Madhyama marks sheet, submitted by petitioner Arvind Kumar, is actually in the name of someone else, namely Surendra Kumar and therefore, the Madhyama marks sheet submitted by the accused petitioner Arvind Kumar has been marked by Bihar Sanskrit Shiksha Board, Patna, as Fake. Thus,



the accused petitioner Arvind Kumar had got himself appointed as a Niyojit Block Teacher by tampering his name in the Madhyama marks sheet issued in the name of Surendra Kumar.

6. Considering the aforesaid facts and circumstances, the prayer for anticipatory bail of petitioner is rejected.

(Prabhat Kumar Singh, J)

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