

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70932 of 2024

Arising Out of PS. Case No.-168 Year-2024 Thana- SILAO District- Nalanda

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Dhananjay Kumar S/o- Ranjit Singh Resident of Mogalkuan Baulipur P.S-
Sohsarai, Dist- Nalanda

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Investigating Officer cum Investigator Surviellance Investigation
Bureau, Patna Zone Patna Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Rabindra Prasad Singh, Advocate
For the State	:	Mr. Jagdhar Prasad, APP
For the Vigilance	:	Mr. Arvind Kumar, Spl.P.P. Vigilance
		Mr. Paritosh Parimal, Adv.

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

3 22-03-2025 Heard Learned Counsel for the petitioner, Learned
APP for the State and Learned Counsel for the Vigilance.

2. The petitioner is apprehending arrest in connection
with Silao P.S. Case No. 168 of 2024, registered on 10.07.2024,
for the offences punishable under Sections 420, 467, 468, 471,
120(B) of the Indian Penal Code.

3. Prosecution story in brief is that as per the direction
of the Court passed in CWJC No. 15459 of 2014, the Vigilance
Bureau, Patna was authorized to examine the education
certificate of teacher appointed on contract basis and sent the
certificate of the petitioner to B.S.E.B. Patna for verification,



which was found forged.

4. Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case. Counsel further submits that similarly situated person, namely, Pankaj Kumar has been granted anticipatory bail *vide* order dated 16.11.2022, passed in Cr. Misc. No. 56657 of 2022. He further submits that prior to the instituting of the present FIR, he has not been given any opportunity.

5. Learned APP for the State opposes the prayer for bail and submits that the petitioner has not resigned during the amnesty period as given by this Hon'ble Court in CWJC No. 15459 of 2014.

6. Having regard to the facts and circumstances of the case wherein it appears that despite opportunity given by this Court in CWJC No. 15459 of 2014 to all the teachers who were appointed on contract basis on the basis of forged certificate to resign, the petitioner chose not to resign and continued to draw monetary benefits as Block Teacher in the Middle School, Sithaura, and now it has been found that his educational certificates were forged, this Court is not inclined to grant privilege of pre-arrest bail to the petitioner. Therefore, the bail application of the petitioner is hereby rejected.



7. However, if the petitioner surrenders within four weeks from today and prays for regular bail, then the Trial Court shall pass order on the surrender- cum- bail application of the petitioner on the same day without being prejudice of the present order.

(Dr. Anshuman, J.)

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