

IN THE HIGH COURT OF JUDICATURE AT PATNA

Cr.Misc. No.38109 of 2008

KUMKUM DEVI

wife of Kanhai Rai, resident of
Village Sanichari, Bengali Colony,
P.S. Yogapatti (Sanichari), District
West Champaran

-----Petitioner

Versus
THE STATE OF BIHAR

2. 28.11.2008 Heard the learned counsel for the petitioner and the State.

The petitioner is apprehending her arrest in connection with Jogapatti (Sanichari) P.S. Case No.140 of 2008 for the alleged offences registered under sections 419, 420, 467, 468, 471 and 120B of the Indian Penal Code.

The allegation is that the petitioner had applied for her appointment on the post of Angan Bari Sevika enclosing the certificate of *Madhyama* pass in first division and thereby she got selected. Later on, it has been detected that she has passed the Madhyama examination in third division by making forgery in the marksheet.

Submission is that the petitioner had given certificates for filling up her application for appointment on the post in question to a person and she had only signed on the application form and therefore there is no intention to make forgery.

The learned APP appearing for the State is not in a position to refute the submission, however, submits that the application filed on behalf of the petitioner with Madhya Pass in first division is not correct .

Considering the facts and circumstances of the case, let the petitioner above named, in the event of her arrest or surrender in connection with Jogapatti (Sanichari) P.S. Case No.140 of 2008 within a period of four weeks from today, 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 the Chief Judicial Magistrate, West Champaran, Bettiah, in connection with the aforesaid case, on the conditions mentioned in sub-section (2) of section 438 of the Code of Criminal Procedure.

PNM

(Shailesh Kumar Sinha, J.)

