

IN THE COURT OF ADDITIONAL SESSIONS JUDGE-IV, SAHARSA

A.B.A. NO. 154/2026

Madan Thakur

....Petitioner

versus

The State of Bihar

Order

12.03.2026

1. Anticipatory bail application has been filed on behalf of petitioner namely **1. Madan Thakur**, who apprehends his arrest in connection with **Balwihat P.S Case No. 21/2026** registered under sections 420, 467, 468, 471 and 120(B) of IPC.

2. The prosecution story in brief is that the present FIR has been lodged on the basis of written complaint given by Dy.S.P-cum-Assistant Enquiry Officer, Saharsa, Vigilance, Bureau, Patna in which it has been alleged that the accused/petitioner, who is a contractual teacher at Middle School, Balwihat, had secured the service/job on the basis of fake Intermediate Marksheet. It has been further alleged in the said complaint that an inquiry was conducted in compliance of order of Hon'ble High Court passed in **CWJC NO. 15459/2014**, titled as Ranjit Pandit Vs. State of Bihar and further in the light of Vigilance Inquiry no. B.S 08/2015 bearing Memo No. 1206/ N.CI.CO(Vigilance Investigation Bureau) dated 26.11.2025, with regard to verification of original educational certificate related to Contractual Teachers and Librarian in Bihar.

It has been further alleged that accused/petitioner Madan Thakur had submitted the intermediate marksheet showing 568 marks and 1st Division, while the letter No. BSEB/VVC/112/2025, dated 20.11.2025, having Register (Sanchika) no. BSEB/VVC/156/2025, **issued by Bihar School Examination Board**, the actual marks of said accused/petitioner has been informed to be 564 and therefore there is discrepancy in the marks.

3. Heard Ld. counsel for the petitioner and Ld. APP for the State.

4. Ld. Counsel for the petitioner submits that the difference in marks is because of the reason that below the marks, UR has been mentioned, which means "Under Regulation" and a grace marks of 5 number was given to all the examine and the petitioner is quite innocent and has committed no offence

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and he has falsely been implicated in the present case.

5. Ld. APP submits that if grace marks of 5 number is given then there should be 5 marks plus to every candidates and not different marks and he further submits that grace marks is not given to 1st Division passed candidate.

6. Perused the record and case dairy. On perusal of record and case diary, it transpires that by Sanchika no. BSEB/VVC/156/2025 bearing letter no. BSEB/VVC/112/2025, dated 20.11.2025, the Bihar School Examination Board has stated that the marksheet of the accused/petitioner is fake and fabricated.

7. It is important to mention here that submission of Ld. Counsel for the accused/petitioner that 5 marks was given as a grace marks is not substantiated by any evidence in the case diary or otherwise. While there is a clear cut evidence in para 1 of the case diary, wherein it has been stated that the Bihar School Examination Board has categorically stated and certified, the marksheet is to be fake vide its above mentioned Sanchika and Letter no.

8. Considering the Sanchika No. BSEB/VVC/156/2025 bearing letter No. BSEB/VVC/112/2025, dated 20.11.2025, by which Bihar School Examination Board has categorically stated that the marksheet of the accused/petitioner is fake, this court **is not inclined** to grant anticipatory bail to the accused/petitioner Madan Thakur, as it is a serious matter of getting employment on the basis of fake documents, which hamper the society at large and more particularly the eligible candidate, who crave and put lot of efforts for getting job and by such crime, their prospect and future get demolished, hence the present bail petition is hereby **rejected**.

Accordingly the present bail petition is disposed off.

Dictated

Sd/-

Avinash Kumar-I

Addl. Sessions Judge-IV
Saharsa