

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24986 of 2014

Arising Out of PS.Case No. -1092 Year- 2010 Thana -JEHANABAD COMPLAINT CASE District-
JEHANABAD

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Pavan Kumar @ Pawan Sharma S/o Sri Bhola Sharma Resident of village-
Sabdapur, P .S- Makhdumpur, District- Jehanabad.

.... Petitioner/s

Versus

1. The State of Bihar

2. Naresh Prasad Son of Late Deo Charan Singh Resident of village-
Neeshara Chak, P.O and P.S Ghosi, District- Jehanabad.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Naresh Kumar Sinha

For the Opposite Party/s : Mr. S.Eheteshamuddin (App)

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

5 05-01-2015 Previous order dated 4.12.2014 has already been

complied by filing the Photostat copy of the certified copy of

entire order sheet of Complaint Case No.1092 of 2010.

No one is present on behalf of the O.P.No.2 though

Vakalatnama on behalf of the O.P.No.2 has been filed which is on

the record.

Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection

with Complaint Case No.1092 of 2010 in which cognizance has

been taken for the offence punishable under Sections 147, 149,

323, 504, 406, 420, 379 and 120B of the Indian Penal Code.

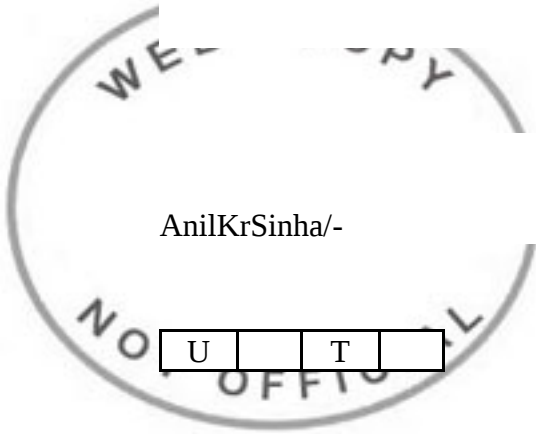
Allegedly, the complainant had purchased a power tiller from the firm of one Kaushalendra Kumar and thereafter Kaushalendra Kumar along with other accused persons went at the house of the complainant and took away the power tiller on the ground to provide subsidy and, accordingly, the complainant handed over the power tiller to the accused persons and in such way accused persons cheated the complainant and misappropriated the power tiller.

Submission at bar is that the petitioner is one of the staffs of the said firm which is being run by Kaushalendra Kumar and one co- accused Ranjan Kumar had been allowed regular bail by learned District & Sessions Judge vide B.P.No.517 of 2013 and the petitioner apprehending his arrest has come before this Court.

No offence is made out against the petitioner and, as such, he deserves sympathetic consideration to which learned A.P.P. opposes.

Allegedly, the petitioner is one of the staffs in the said firm and, as such, the petitioner in case of his arrest or surrender before the court below within one month shall be released on bail on execution of bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of Judicial

Magistrate 1st Class, Jehanabad, in Complaint Case No.1092 of
2010. with condition as laid down under Section 438(2) of Cr.P.C.



(Jitendra Mohan Sharma, J)