

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.53870 of 2015

Arising Out of PS.Case No. -91 Year- 2015 Thana -KATIHAR MUFFASIL District- KATIHAR

Naresh Chandra Das, S/o Late Lakhi Ram, R/o Bhagwabari, P.S.- Katihar
Town, Distt- Katihar.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar Singh, Advocate

For the Opposite Party/s : Mr. Ajay Kumar 1, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL ORDER

2 08-12-2015 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks pre-arrest bail in connection
with Katihar (M) P.S. Case No. 91/2015 registered under
Sections 420, 406, 467, 468, 471 and 120-B read with 34 of the
Indian Penal Code.

It is contended that the allegation made in the FIR
would constitute an offence against the informant of the case
himself. It is further contended that for violation of an
agreement, the consideration or object of which itself is
forbidden by law would not constitute any offence. It is also

contended that the allegations made in the FIR relate to a void contract as the informant of the case wanted to obtain job by payment of illegal gratification.

On the other hand, learned counsel for the State has contested the matter. He has submitted that the petitioner has cheated the informant of the case in the name of arranging a job for him on payment of Rs. 75,000/-.

Be that as it may, regard being had to the facts and circumstances of the case, in the event of arrest or surrender in the court below within six weeks from today, the petitioner is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Katihar in connection with Katihar (M) P.S. Case No. 91 of 2015 subject to the conditions as laid down under Section 438(2) Cr. P.C.

(Ashwani Kumar Singh, J.)

Sanjeet/-

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