

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49902 of 2015

Arising Out of PS.Case No. -104 Year- 2014 Thana -HASPURA District- AURANGABAD

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1. Ajay Singh Son of Namcharan Singh R/o Village Ahiyapur, P.s.
Haspura, District Aurangabad

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bindeshwar Prasad Singh

For the Opposite Party/s : Mr. Manoj Kumar No.1(App)

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 09-11-2015 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case instituted for the
offences under Sections 420 and 409 of the Indian Penal
Code.

It appears from the First information Report that
petitioner has taken loan from the Bank for the purposes of
giving money to the farmers but same has not been returned.

Learned counsel for the petitioner submits that in cash
credit scheme the Bank has issued a cheque directly to the
farmers and after purchase of the paddy the PACS supplied
paddy to the State Food and Civil Supply Cooperation and
from where the cheque is directly issued to the concerned

Bank. There is no role of Chairman of Pacs in dealing with the cash. This Court is not examining the process of cash credit scheme. This Court has granted anticipatory bail to the petitioners, namely, Fulendra Singh and Virmani Dwivedi vide Cr. Misc. No.s 12983 of 2015 and 16607 of 2015 respectively.

Having considered the facts and circumstances of the case, let petitioner, Ajay Singh, be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Judicial Magistrate, Ist Class, Daudnagar, Aurangabad in Haspura P.S. Case No. 104 of 2014.

However, it is made clear that the Bank or State may take steps for realization of the amount.

(Shivaji Pandey, J)

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