

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1089 of 2015

Arising Out of PS.Case No. -193 Year- 2012 Thana -UDWANTNAGAR District- BHOJPUR

1. Triloki Prasad Son of Shambhu Prasad Resident of Village-Sadhawara,
P.S.-Masarakh, District-Chapra (Saran)

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kumar Veerendra Narayan, Advocate

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

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 08-05-2015 The petitioner is apprehending his arrest in connection with Udwant Nagar P.S. Case No. 193 of 2012 instituted under Sections 467, 420/34 of the Indian Penal Code, pending in the Court of learned Chief Judicial Magistrate, Ara.

Heard learned counsel for the petitioner and the State.

The prosecution story, in brief, is that informant gave Rs. 2,50,000/- to the petitioner for providing job. But neither the job was provided to the informant nor the money was returned after repeated demand.

It has been submitted on behalf of the petitioner that the allegation made by the informant is false and baseless. There is no supporting document to the effect that the informant had ever deposited any such amount to the

petitioner or he being sent to Dubai by the petitioner. Further, it has been pointed out that the other co-accused has been granted regular bail by this Court on 11.02.2015 vide Cr. Misc. No. 14708 of 2014.

On behalf of the State, it is submitted that the petitioner is named in the First Information Report and there is specific allegation made against him.

Considering the aforesaid facts, I am not inclined to grant privilege of anticipatory bail to the petitioner. The payer for anticipatory bail of the petitioner is rejected.

However, if the petitioner surrenders in the court below within eight weeks and pray for regular bail, the same shall be considered on its own merit without being prejudiced by this order of rejection. It is further directed that the learned court below may further consider the fact that the other co-accused has been granted regular bail by this Court while passing the order on surrender of the petitioner.

(Sudhir Singh, J)

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