

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.16740 of 2015

Arising Out of P.S.Case No. -284 Year- 2014 Thana -KATEYA District- GOPALGANJ

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Upendra Rai Son of Vishwanath Rai resident of Village Patkhauli, P.s
Kateya, District- Gopalganj, Bihar

.... Petitioner/s

Versus

1. The State of Bihar
2. Branch Manager, State Bank of India, Kateya Branch, P.S. Kateya,
District-Gopalganj, Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Krishna Pd. Singh, Sr. Advocate Mr. Rabindra Kumar Tiwari, Advocate
For the informant	:	Mr. Utsav Kumr, Advocate
For the bank	:	Mr. K. K. Sinha, Advocate

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

4 14-09-2015 Heard learned counsel for the petitioner, learned counsel
for the informant, learned counsel for the Bank and learned A.P.P.
for the State.

Petitioner is apprehending his arrest in connection with
Kateya P. S. Case no. 284 of 2014 registered under Sections 420,
467 and 471 of the Indian Penal Code.

A counter affidavit has been filed by the bank which goes
to show that in terms of the policy of the bank, it had encashed the
F.D.R. in favour of the petitioner. Learned counsel for the bank
has pointed out Annexures- B and C, which are documents and go
to show that transaction and encashment of the F.D.R. was made
in a bonafide manner.

Considering the stand taken by the bank and keeping in
view the application of the petitioner that he is seeking to get the
benefit of ad interim anticipatory bail, let petitioner above named,

in the event of arrest or surrender within a period of three weeks from the date of receipt/production of a copy of this order, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand only) with two sureties of the like amount each to the satisfaction of Sri R. K. Pandey, Judicial Magistrate, Ist Class, Gopalganj, in connection with Kateya P. S. Case no. 284 of 2014 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Anjana Mishra, J)

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