

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17038 of 2015

Arising Out of PS.Case No. -278 Year- 2014 Thana -BEUR District- PATNA

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MUNMUN PANDEY SON OF LATE BHAGWAT PANDEY RESIDENT
OF VILLAGE- NAGARI, P.S.- CHARPOKHARI, DISTRICT BHOJPUR

.... PETITIONER/S

VERSUS

THE STATE OF BIHAR

.... OPPOSITE PARTY/S

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Appearance :

For the Petitioner/s : Mr. Shivanand Singh, Adv.

For the Opposite Party/s : Mr. Anil Kumar Singh 1(App)

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CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

2 27-04-2015

Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor.

Informant filed written report disclosing the fact
that he became acquainted with Raj Kumar @ Raj Kapoor
during course of business transaction and as Munmun
happens to be his friend, therefore he also came in contact. It
has further been disclosed that Raj Kumar and Munmun
insisted for payment of five lacs as was urgently needed
whereupon he had paid Rs.3,50,000/-. At that very moment
they have assured that the amount will be returned back
within a month. It has also been disclosed that Raj Kumar @
Raj Kapoor had issued cheques for Rs.3,00,000/- and further
disclosed that Rs.50,000/- will be returned back by Munmun.
On tender of cheques, the same bounced and so he alleged that
both of them by deceitful means took away Rs.3,50,000/-.

From the written report itself, it is evident that
Munmun was not directly in contact with the informant as well
as there happens to be no specific disclosure against the

Munmun to have received the money. Moreover, the cheques were handed over by Raj Kumar and that shows his complicity with the petitioner. Furthermore, with regard to remaining Rs.50,000/- it happens to be a disclosure of Raj Kumar and not by Munmun.

Thus, petitioner Munmun Pandey 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 learned Smt. Rashmi Prasad, Judicial Magistrate, 1st Class, Patna / successor in office in connection with Beur P.S. Case No.278 of 2014.

(Aditya Kumar Trivedi, J.)

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