

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28157 of 2015

Arising Out of PS.Case No. -154 Year- 2015 Thana -LAHERIASARAI District- DARBHANGA

Divesh Kumar Choudhary S/o Sri Suraj Narayan Choudhary, Prop. M/s Jagdamba Food Centre, Office and Mill At Surhachatti, Via Anandpur, District Darbhanga.

.... Petitioner/s

Versus

1. The State of Bihar.
2. The Bihar State Food & Civil Supplies Corporation, Patna, Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Krishan Mohan Sharma, Adv.

For the Opposite Party/s : APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 27-07-2015 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner apprehends his arrest for the offences alleged under Sections 406, 409 and 420 of the Indian Penal Code registered in connection with Laheriasarai P.S. Case No. 154 of 2015.

3. It is submitted on behalf of the petitioner being a miller of paddy, that in view of the transaction arising from an agreement between the parties, no criminal case is made out against the petitioner. It is further submitted that in similar circumstances, this Court has directed grant of anticipatory bail in a number of cases, one such being Criminal Miscellaneous No. 25875 of 2015.

4. Learned counsel for the State appears and

opposes the anticipatory bail petition.

5. Having regard to the entirety of the facts and circumstances of the case, in the event of the petitioner's arrest or surrender before the court below within six weeks from the date of communication of this order, let the above named petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, Darbhanga in connection with Laheriasarai P.S. Case No. 154 of 2015 subject to the conditions as laid down under Section 438 (2) Cr.P.C. and also subject to the further condition that the petitioner shall deposit a sum of Rs. 50,000/- in the Court below within a period of four weeks from today and such deposit shall abide by the result of the case.

(Vikash Jain, J)

Md. Ibrarul/-

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