

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 20182 of 2015

Arising Out of PS.Case No. -52 Year- 2015 Thana -KUDRA District- BHABHUA (KAIMUR)

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Ashwani Kumar Gupta alias Ashwini Kumar Gupta @ Ashniani Kumar Gupta son of Late Baban Prasad Gupta resident of village - Kudra, P.S. - Kudra, District - Kaimur (Bhabhua).

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Sumeet Kumar Singh

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

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3. 01-07-2015 Heard Sri Akhileshwar Prasad Singh, learned senior counsel, who was assisted by Sri Sumeet Kumar Singh, learned counsel for the petitioner and Sri Nand Kumar, learned Addl. Public Prosecutor.

The petitioner, who is rice mill owner apprehending his arrest in Kudra P.S. Case No. 52 of 2015 registered for the offence under Sections 409 & 420 of the Indian Penal Code has prayed for grant of anticipatory bail.

Learned senior counsel for the petitioner, at the very outset, submits that on perusal of the F.I.R. no offence under Section 409 of the I.P.C. is made out. He further submits that in identical cases, anticipatory bail has been granted to other accused persons. On aforesaid ground, a prayer is being made for

extending the privilege of anticipatory bail.

Fact remains that allegation in the present matter is to loss of **Rs. 2,27,40,911.93** (rupees two crores twenty seven lacs forty thousand nine hundred eleven & paise ninety three). On perusal of the F.I.R., the Court is satisfied that it is not a fit case for extending the privilege of anticipatory bail. So far as the submission made by learned senior counsel for the petitioner that in similar circumstances other accused persons have been extended the privilege of anticipatory bail, this Court has already rejected similar nature of anticipatory bail petitions.

I do not find any ground to extend the privilege of anticipatory bail.

The petition stands dismissed.

(Rakesh Kumar, J.)

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