

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9433 of 2016

Arising Out of PS.Case No. -281 Year- 2015 Thana -BEGUSARAI TOWN District- BEGUSARAI

Amit Kumar, Son of Vijay Chaoudhray, Resident of Village- Chak Daulat
P.S.- Ujiyarpur, District- Samastipur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. S.N.P. Sinha, Sr. Adv.
Mr. Jitendra Narain Sinha
Mr. Rohit Kumar

For the State : Mr. Dashrath Mehta (APP)

For the Informant : Mr. Krishna Pd. Sinha, Sr. Adv.
Mr. P.P.N. Sahi

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

3 26-04-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner is accused in connection with Begusarai
(Town) P.S. Case No. 281 of 2015 registered under Sections 420,
120(B), 406, 504, 341, 342 and 506/34 of the I.P.C.

The accusation is that the informant used to sell the
motorcycle through T.P.S. Motors taking the same to the agency
of the petitioner, regarding which he had deposited Rs. 3 lakh as
security money, later on assurance of the petitioner and his two
partners named in the F.I.R., informant deposited Rs. 15 lakhs for
franchise for selling the motorcycle but in spite of repeated
request, neither franchise was provided to the informant, nor
money was returned by the petitioner.

Learned counsel appearing on behalf of the petitioner submits that in fact, earlier there was some dispute regarding which Begusarai P.S. Case No. 389 of 2014 was instituted by informant of the present case and a compromise petition was filed on 28.06.2014 to the effect that the dispute of account has already been settled between the parties but the informant due to ulterior motive lodged the present case on 09.06.2015 with false allegation.

Learned counsel appearing on behalf of the informant opposed the prayer of the petitioner with submission that there is also agreement for returning the money of Rs. 15 lakhs on the same date.

Having considered the facts and circumstances of the case, let the above named petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of C.J.M., Begusarai in connection with Begusarai (Town) P.S. Case No.281 of 2015.

(Rajendra Kumar Mishra, J)

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