

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1626 of 2016

Arising Out of PS.Case No. -28961 Year- 2014 Thana -PATNA COMPLAINT CASE District-
PATNA

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1. Raman Mishra @ Raman Bharti S/o - Sri Durmil Mishra R/o Ramna
Road, P.S. - Pirbahore, District - Patna.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Kundan Kumar Singh @ Kundan Rai son of Shri Anup Rai resident of
Bank Colony Road no. - 2 main road Bigrahpur P.O. G.P.O. P.S. Jakkanpur,
District Patna.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ram Narayan Brahmachari

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

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**

ORAL ORDER

2 13-01-2016

Heard learned counsels for the petitioner and the State.

The petitioner is apprehending arrest in a complaint case
in which process has been directed to be issued after cognizance
being taken for the offences punishable under Sections 420,406
and 120B of the Indian Penal Code and section 138 of N.I. Act.

The prosecution case is that the complainant gave three
lacs rupees as friendly loan to the petitioner on assurance to pay
the same within stipulated period but the money was not returned.
Subsequently, a cheque of rupees three lacs was issued by the
petitioner but the same got bounced.

It is submitted by the learned counsel for the petitioner

that the petitioner filed Complaint Case No. 27702C of 2014 on 21.6.2014 making accusation under sections 387,384,323,341,342,504 and 506/34 IPC against the complainant for robbing the cheque book and other articles. The petitioner is, by profession, a teacher and there is no proof with regard to payment of money. The complaint filed by the petitioner is earlier in point of time. Statement has been made in paragraph 3 of the petition that the petitioner has no criminal antecedent.

Considering the aforesaid facts, let the above named petitioner be released on anticipatory bail in the event of arrest or surrender before the learned Court below within a period of twelve weeks from today on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned JM Ist Class, Patna in connection with Complaint Case No. 28961 C of 2014 subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Dinesh Kumar Singh, J)

Anil/-

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