

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.11073 of 2016**

Arising Out of PS.Case No. -186 Year- 2015 Thana -BIKRAMGANJ District- SASARAM  
(ROHTAS)

- =====
1. Jag Narayan Choudhary Son of late Shiv Nath Choudhary  
2. Munni Devi wife of Jag Narayan Choudhary Both Resident of Village -  
Nonhar PS Suryapura District Rohtas at Sasaram.

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Rahul Nath

For the Opposite Party/s : Mr. Ramesh Chandra(App)

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      25-04-2016      Heard learned counsel for the petitioners and the State.

The petitioners are apprehending their arrest in a case  
registered under Sections 406 and 409 of the Indian Penal Code.

The allegation against the petitioners is that they have  
defalcated Rs. 9,63,000/- of cash credit and interest accrued of Rs.  
3,57,000/- over it.

It has been submitted on behalf of the petitioners that the  
petitioners have got no criminal antecedent. The petitioners have  
been made accused due to mistake of fact. There is no substantive  
evidence to show the implication of the petitioners in the present  
case. It is further submitted that the petitioners are ready to deposit  
an amount of Rs. 1,50,000/-(one lac and fifty thousand only) in

the court below, which shall be subject to final disposal of the case.

On behalf of the State, it is submitted that the petitioners are named in the FIR.

Considering the aforesaid facts, the petitioners are directed to deposit an amount of Rs. 1,50,000/-(one lac and fifty thousand) in the court below, which shall be subject to final disposal of the case.

Let the above named petitioners, in the event of their arrest/surrender in the court below within a period of six weeks from today, be released on bail on furnishing bail bond of Rs. 10,000/( ten thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Bikramganj in Bikramganj P.S.Case No. 186 of 2015,subject to the conditions as laid down u/s 438(2) Cr.P.C.

**(Sudhir Singh, J)**

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