

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29795 of 2016

Arising Out of PS.Case No. -25465 Year- 2014 Thana -PATNA COMPLAINT CASE District-
PATNA

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1. Anil Kumar s/o Shri Chandrama Prasad, Resident of House No.- 119,
Road No. 1, Rajeev Nagar, P.O. Keshri Nagar, P.S Rajeev Nagar, District-
Patna.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Santosh Kumar @ Santosh Kumar Lal , s/o Sri Pramod Lal , resident of
House of Ramdeo Choudhary, Road No. 23J, Rajiv Nagar, P.O. Keshri
Nagar, P.S. Rajiv Nagar, District- Patna.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prashant Kumar, Adv.

For the Opposite Party/s : Mrs. Smt. Madhuri Lata, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

2 06-09-2016 Heard both sides.

The petitioner apprehends his arrest in Complaint Case
No. 25465(C)/2014, registered for the offences punishable under
Section 406 of the Indian Penal Code and Section 138 of the
Negotiable Instruments Act.

The complainant alleged that the petitioner runs a Kirana
shop and he was regular customer of that shop. The complainant
gave Rs. 2,00,000/- to the petitioner as loan. The petitioner issued
a cheque in lieu of payment of loan, but the cheque was bounced.

It is submitted that the petitioner took Rs. 1,00,000/-
from the complainant and he gave a blank cheque to the

complainant as security, but later on, the complainant himself filled the cheque and presented the same to the bank without informing the petitioner. Petitioner is ready to pay Rs. 1,00,000/- to the complainant.

Considering the facts aforesaid, nature of allegation made against the petitioner and the fact that the petitioner disputes that he took Rs. 2,00,000/- from the complainant, the petitioner above-named, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Patna in connection with Complaint Case No. 25465(C)/2014, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Prabhat Kumar Jha, J.)

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