

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41513 of 2016

Arising Out of PS.Case No. -66 Year- 2016 Thana -KASBA District- PURNIA

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Md. Saddam Hussain S/o Md. Taiyab @ Taifu, Resident of village -
Khajha, P.S. K. Nagar, District - Purnea

.... Petitioner/s

Versus

1. The State of Bihar
2. The Branch Manager, Uttar Bihar Gramin Bank, Garh Banaili Branch,
Purnea

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajit Ranjan Kumar, Advocate

For the Opposite Party/s : Smt. Sahin Begam, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 14-12-2016 Heard learned counsel for the petitioner, learned APP
for the State and counsel for the Uttar Bihar Gramin Bank.

The petitioner is apprehending his arrest in Kasba P.S.
case No.66 of 2016 registered under Sections 420, 467, 468, 406,
408 and 120(B) of the Indian Penal Code, pending before the court
of A.C.J.M.-cum-Sub Judge II, Purnea.

Allegation is that the accused persons including the
petitioner misappropriated huge amount of the Bank.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation of
tampering of witnesses alleged against the petitioner. The
petitioner has been made accused due to mistake of fact. The
allegations made in the F.I.R. are denied by the petitioner. The



petitioner is a generator operator. He had no concern with the affairs of the Bank. The petitioner does not claim the Bank deposits made in the account of the petitioner and his associates.

Counsel appearing on behalf of the Uttar Bihar Gramin Bank submits that the petitioner is named in the F.I.R. The money has been transferred in the account of the petitioner and his associates with intention to make wrongful gain.

Considering the aforesaid facts and circumstances, I am not inclined to extend the privilege of anticipatory bail to the petitioner. Prayer for anticipatory bail is rejected.

Anyhow if the petitioner surrenders in the court below within a period of six weeks from today, the same shall be considered on its own merit without being prejudiced by this order.

(Sudhir Singh, J)

Narendra/-

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