

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.39586 of 2016**

Arising Out of PS.Case No. -748 Year- 2016 Thana -VAISALI COMPLAINT CASE District-  
VAISHALI(HAJIPUR)

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Amarkant Choudhary, s/o Manikant Choudhary, r/v/m-Aliganj, P.s. –  
Banka, Distt - Banka

.... .... Petitioner/s

Versus

1. The State of Bihar
2. Anish Kumar s/o Girish Kumar Choudhary, r/v/m-Vir Kunwar Singh  
Colony, near Brahma Asthan Ramjiwan Chouk, P.s. – Hajipur (Town)  
Distt - Vaishali

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

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**Appearance :**

For the Petitioner/s : Mr. Vipin Kumar Singh, Adv.

For the Opposite Party/s : Mrs. Sangeeta Sharma, APP

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR**  
**JHA**  
**ORAL ORDER**

2      20-09-2016                      Heard both sides.

The petitioner apprehends his arrest in Complaint Case  
No. 748/2016, registered for the offences punishable under  
Sections 420, 406 and 120B of the Indian Penal Code and Section  
138 of Negotiable Instruments Act.

The complainant happens to be the son of the sister of  
accused no. 1 Mukesh Kumar @ Mukesh Kumar Choudhary and  
accused no. 3 Rajesh Kumar Choudhary. The petitioner is the  
employee of the accused no.1 Mukesh Kumar @ Mukesh Kumar  
Choudhary. All the accused persons came at the house of the  
complainant and demanded Rs. 7,00,000/- and said that they will  
return money within two years. Thereafter, complainant deposited  
the said amount through cheque in the account of

Manager Amarkant Choudhary of Mukesh Kumar Choudhary. When the complainant asked the accused person to return the money then Amarknat Choudhary issued cheques in favour of the complainant, but the same was not honoured.

Learned counsel for the petitioner submits that the entire allegation is false and concocted. The co-accused Mukesh Kumar Choudhary has already been granted anticipatory bail vide order dated 02.09.2016 passed in Cr. Misc. 34427/2016.

It appears that the petitioner did not issue any cheque in favour of the complainant and petitioner is the employee of Mukesh Kumar Choudhary.

Considering the facts aforesaid, 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, Vaishali at Hajipur in connection with Complaint Case No. 748/2016, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

**(Prabhat Kumar Jha, J.)**

Vinita/-

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