

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10654 of 2016

Arising Out of PS.Case No. -255 Year- 2015 Thana -KASBA District- PURNIA

- =====
1. Rekha Devi W/o Ramlal Rai R/o Village- Lakhna P.S.- Kasba Distt-
Purnea.
2. Jyotish Roy alias Jayotish Sah alias Jagdish Rai S/o Late Uttam Lal Sah
Resident of Village- Bochgaon, P.S.- Jalal Gadh District- Purnea.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Jha

For the Opposite Party/s : Mr. A.A.Khan(App)

=====

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 10-03-2016 Heard learned counsels for the petitioners and

the State.

The petitioners are apprehending arrest in a case
registered for the offences punishable under Sections 406
and 420 of the Indian Penal Code.

The prosecution case is that the petitioners
persuaded the informant and her husband to invest in a
non-banking financial company namely Prayag info-Tech
High Rise Limited but on the death of the husband of the
informant the amount was not paid and the amount to the
tune of rupees fourteen thousand four hundred has been
misappropriated.

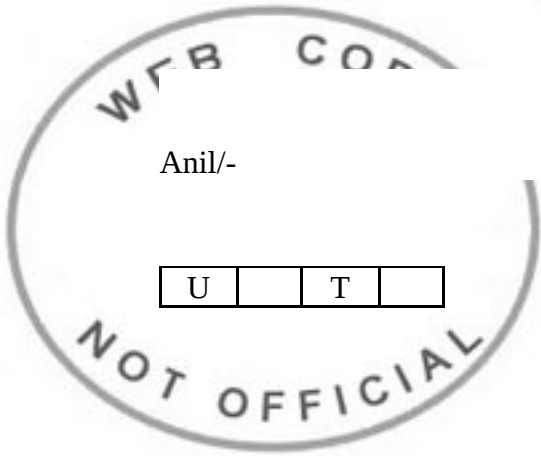


It is submitted by the learned counsel for the petitioners that out of rupees fourteen thousand four hundred, six thousand rupees have been paid and the petitioners are ready to pay the balance amount of rupees eight thousand four hundred within a period of three weeks. Statement has been made in paragraph 3 of the petition that the petitioners have no criminal antecedent. The petitioner is simply an agent of the aforesaid company and admittedly, the money was deposited with the alleged non-banking financial company.

Considering the aforesaid facts, let the above named petitioner be released on provisional anticipatory bail for two months in the event of arrest or surrender before the learned Court below within a period of four weeks from today on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned ACJM V, Purnea in connection with Kasba P.S. Case No.255 of 2015 subject to the conditions as laid down under Section 438(2) Cr.P.C.

The provisional bail of the petitioner shall be confirmed by the learned court below on verification of the fact that the petitioners have returned rupees fourteen

thousand four hundred to the informant.



Anil/-

(Dinesh Kumar Singh, J)