

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47141 of 2016

Arising Out of PS.Case No. -413 Year- 2016 Thana -SASARAM NAGAR District- SASARAM
(ROHTAS)

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Sunny Deol Singh S/o Arua Singh Chandrabanshi, Village- Mahauna, P.s.
Sasaram, District- Rohtas.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Anand Kishore Choudhary

For the Opposite Party/s : Mr. Zainul Abedin

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 09-12-2016 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 406, 420, 467, 468, 471, 386
of the Indian Penal Code.

The accusation against the petitioner is that he took
near about rupees seventeen lacs from the informant on pretext to
get his daughter admitted in a private medical college.

Submission on behalf of the petitioner is that
petitioner is employee of a private medical college and the Bhawa
of informant was student in the said medical college and as a
matter of fact, the informant pressurized the petitioner to help him



so that the fee of Bhawa of informant could reduce but when petitioner refused to oblige the informant, the informant lodged this false case. It is further submitted that even if the prosecution story assumed to be true, then also, it is well settled principle of law that if for an illegal purpose any payment is made, then in that circumstance, case under Section 406 or 420 of the Indian Penal Code is not made.

Considering the aforesaid facts and circumstances as well as submissions of the parties and also taking note of this fact that investigation against the petitioner has already been completed, let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Sasaram, Rohtas in connection with Sasaram Town Model P.S. Case No. 413 of 2016.

(Hemant Kumar Srivastava, J)

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