

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33297 of 2016

Arising Out of PS.Case No. -1267 Year- 2015 Thana -MUZFFARPUR COMPLAINT CASE
District- MUZAFFARPUR

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Prafulla Kumar alias Praphull Kumar, son of Vivekanand Singh, resident of
village-Baligaon, P.S. Baligaon, District-Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Mukesh Kumar Shukla, son of Haribansh Shukla, resident of village-
Bahilwara Roopnath, P.S. Sariya, District-Muzaffarpur.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 31-08-2016 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Complaint Case No.C-1267 of 2015/T.R. No.573 of 2015
registered under Section 138 of the Negotiable Instruments Act
and Section 406 of the Indian Penal Code, pending in the court of
the Judicial Magistrate, First Class, Muzaffarpur (West).

The accusation is that the two cheques issued by the
petitioner in favour of the complainant were dishonoured and in
spite of that, the amount of the cheque was not paid by the
petitioner to the complainant.

Having considered the facts and the circumstances of

the case and the nature of allegation against the petitioner, I am not inclined to grant anticipatory bail to the petitioner. Accordingly, the prayer of the petitioner for grant of anticipatory bail stands rejected. However, the petitioner is directed to surrender before the trial court within six weeks from today and pray for regular bail, which shall be considered by the trial court in accordance with law without being prejudiced by the order of this Court.

(Rajendra Kumar Mishra, J)

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