

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25955 of 2016

Arising Out of PS.Case No. -2128 Year- 2013 Thana -MUZFFARPUR COMPLAINT CASE
District- MUZAFFARPUR

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1. Jai Lal Sahni Son of Rajeshwar Sahni resident of Village- Dumri, P.S.-
Mushari, Distt- Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Kalyan Sharma S/o Ram Lakhan Thakur R/o Village- Budhnagar
Jagarnath P.S.- Mushahari, Distt- Muzaffarpur.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amit Anand

For the Opposite Party/s : Mr. Md. Sufiyan

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR

JHA

ORAL ORDER

3 20-08-2016 Heard both sides.

The petitioner apprehends his arrest in Complaint
case No. 2128 of 2013 under Section 420, 406 of the Indian Penal
Code.

The complainant alleged that when he visited his
house the petitioner approached him and took Rs. 2,50,000/- for
preparing cassette of devotional songs but the petitioner did not
return the money nor paid any amount from the income.

It is submitted that petitioner has also filed a
complaint case against the complainant. The complainant was on
visiting terms with the petitioner and if the petitioner has taken

any amount the complainant should have filed suit for recovery of the amount. The petitioner is denied to have taken any money from the complainant.

It appears that this is simply a case of lending of money and on account of that the dispute arose between the parties.

Considering the facts aforesaid and the nature of allegations made against the petitioner, the above named petitioner, in the event of his arrest or surrender before the learned 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 Sri V. K. Chaubey, learned Additional Chief Judicial Magistrate-X, Muzaffarpur in Complaint Case No. 2128 of 2013, Tr. No. 446 of 2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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