

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18879 of 2016

Arising Out of PS.Case No. -263 Year- 2015 Thana -SAHPUR District- BHOJPUR

1. Sonu Singh, Son of Late Brijnandan Singh, R/o- Village- Udaybhanp[ur,
P.S.- Barhara, District- Bhojpur

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shyameshwar Kumar Singh

For the Opposite Party/s : Mr. S. Eheteshmuddin (App)

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH
ORAL ORDER

2 06-05-2016

Heard learned counsel for the petitioner and the
learned Addl. Public Prosecutor, appearing on behalf of the State.

This application for grant of anticipatory bail arises
out of complaint case No. 263 of 2015, disclosing offences under
Sections 420, 406 of the Indian Penal Code.

Allegation against the petitioner is that he borrowed a
sum of Rs. 1,90,000/-(One Lacs Ninety thousand) from the
informant for the purpose of marriage in his family and has
declined to return the said amount. Learned counsel appearing on
behalf of the petitioner has submitted that no case under Section
406 and 420 of the IPC is made out on the basis of allegation as
contained in complaint petition.

It is further submitted that the petitioner never

received any amount from the informant as alleged in the complaint petition, which is the basis for registration of F.I.R.

Considering the nature of dispute this application is allowed.

Let the petitioner, above named, in the event of his arrest/surrender before the court below within six weeks from today, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Bhojpur, Ara, in Shahpur P.S. Case No. 263 of 2015, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

This is subject to the condition that the petitioner shall present himself before the police/court, as the case may be, as and when required and in the event of failure on his part to appear before the court on two consecutives occasions, his bail bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J)

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