

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4583 of 2016

Arising Out of PS.Case No. -3054 Year- 2012 Thana -GOPALGANJ COMPLAINT CASE District-
GOPALGANJ

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Rambabu Prasad son of Rameshwar Mahato resident of Village-
Mahammadpur, P.S. Mahammadpur, District- Gopalganj.

.... Petitioner/s

Versus

1. The State of Bihar
2. Ram Babu Rai son of Harinath Rai, resident of Village- Mahammadpur,
P.S. Mahammadpur, District- Gopalganj.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Binay Kumar Singh

For the Opposite Party/s : Mr. Amrendra Prasad (App)

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**

ORAL ORDER

02/ 03-02-2016

Heard learned counsels for the petitioner
and the State.

The petitioner has renewed his prayer for
anticipatory bail in a complaint case wherein processes have
been directed to be issued after cognizance being taken for the
offences punishable under Sections 406 and 420 of the Indian
Penal Code.

The prosecution case is that the petitioner
being claiming to be Managing Director of a fake company
styled as M/s. L.I.S.M. Marketing Company the petitioner
induced the complainant to invest Rs.29,000/- and

misappropriated.

The prayer for anticipatory bail of the petitioner was earlier rejected by a co-ordinate Bench of this Court vide Cr. Misc. No. 17099 of 2015 on 30.07.2015.

The prayer for anticipatory bail has renewed on the ground that the petitioner has returned the money and complainant has retracted from the initial accusation by filing a compromise petition before the learned court below.

In view of this Court, the return of the invested amount and complainant retraction from the initial accusation form ground for consideration of prayer for regular bail, if the petitioner surrenders before the learned court below within a period of six weeks from today in connection with Complaint Case No. 3054 of 2012 (Trial No. 93 of 2015) pending in the court of learned Additional Chief Judicial Magistrate, Gopalganj.

With the aforesaid observation, this application is disposed of.

(Dinesh Kumar Singh, J)

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