

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.51013 of 2016

Arising Out of PS.Case No. -263 Year- 2014 Thana -AMARPUR District- BANKA

1. Shiv Kumar Bhagat @ Munna Bhagat, son of Late Madhusudan Bhagat,
resident of House No.5, Madhusudan Kunj, Basant Vihar Colony, Boring
Road, P.S.- Sri Krishnapuri, Patna- 800001 Petitioner

Versus

1. The State of Bihar Opposite Party

Appearance :

For the Petitioner : Mr. Satyabir Bharti, Adv.

For the Opposite Party : Mr. Dr. Ajeet Kumar, APP 94

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 20-12-2016 Heard the learned counsel for the petitioner and the
State.

This is a petition for grant of anticipatory bail for
offence under Sections 406 and 420 of the Indian Penal Code.

Allegation is that the informant has supplied diesel to
the petitioner's factory of Rs.4,31,000/- and odd till 28.02.2010
and the payment is still due.

Submission of the petitioner is that after four years of
the alleged due the first information report has been lodged
without serving any notice or without substantiating the allegation
with material that in fact there is due.

Considering the aforesaid fact, the petitioner, above
named, in the event of his arrest or surrender, within four weeks
from the date of receipt of this order, be released on anticipatory
bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand)
with two sureties of the like amount each in connection with
Amarpur P.S. Case No. 263 of 2014 to the satisfaction of the
Chief Judicial Magistrate, Banka, or successor Court, subject to
the condition laid down under Section 438(2) of the Criminal
Procedure Code.

(Birendra Kumar, J)

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