

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56110 of 2017

Arising Out of PS.Case No. -148 Year- 2017 Thana -UDWANTNAGAR District- BHOJPUR

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Md. Sakil Ahmad @ Shakeel Ahmad, S/o Md. Kasim, Resident of Village-
Mustaphapur, P.S.- Bibhutipur, District- Samastipur, Bihar.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ravindra Kumar

For the Opposite Party/s : Mr. Sri Chandrasen Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 23-11-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks regular bail in connection with
Udwantnagar P.S. Case No. 148 of 2017, registered for the
offences punishable under Sections 406 and 420 of the Indian
Penal Code and under Section 138 of the N.I. Act.

Allegation as per the FIR is that the informant gave
Rs. 7 lakhs to the petitioner at the house of Vimlesh Singh and
further gave Rs. 5 lakhs to the petitioner through RTGS on
different dates and on his demand he issued two cheques of Rs. 8
lakhs and Rs. 4 lakhs but they were dishonoured.

It has been submitted on behalf of the petitioner that
the case is under N.I. Act and other Sections of the Indian Penal



Code and the dispute is of civil nature. The petitioner is in custody for 4½ months.

Having heard both sides, in view of the above facts, let the petitioner above named be released on bail on furnishing bail bonds of Rs. 25,000/- (Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate Bhojpur at Ara in connection with Udwanthnagar P.S. Case No. 148 of 2017, subject to the following conditions:

(i). One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.

(ii). The petitioner will not induce any witness or tamper with the evidence.

(iii). The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court and on the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of his bail.

(Vinod Kumar Sinha, J)

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